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3 SEPTEMBER 1980 REGULAR MEETING

Minute

The Police Commission of the City and County of San Francisco, met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, September 3,1980, at 1700 hours, in regular session.

PRESENT: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

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Commissioner Sanchez presiding.

RECOMMENDATION OF THE TRAFFIC BUREAU - APPROVED

RESOLVED, that the recommendation of the Traffic Bureau on the installation of zoning for the regulation of traffic on the public streets, be, and the same are hereby approved:

399 CRESCENT - U SAVE MARKET

a) At 399 Crescent, install a 22' yellow zone, extending from east property line 22' west of same.

690 ANDOVER - U SAVE MARKET

a) At 690 Andover, install a 22' green zone, extending from south property line 22' west of same.

187 GOLDEN GATE AVENUE - GOLDEN GATE MEDICAL CLINIC

a) At 187 Golden Gate Avenue, install a 22' blue zone, extending from 14' to 36' east of west building line of building 191.

b) Revoke existing 22' yellow zone of same measurements.

177 GOLDEN GATE AVENUE - CALIFORNIA THEATER SUPPLY

a) At 177 Golden Gate Avenue, install a 22' yellow zone, extending from 70' to 92' east of Leavenworth Street,

b) Remove meter 137.

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459 GEARY STREET - COURT OUE

a) At 459 Geary Street, install a 44' white zone, extending 44' east of west property line.

b) Revoke existing 44' yellow zone, extending 44' east of west property line.

433 TURK STREET - ASSOCIATED BUSINESS SERVICE

a) At 433 Turk Street, revoke existing 35' yellow zone, extending from 15' to 50' west of east building line.

b) Replace with meters.

1434-1436 HOWARD STREET - S.F.P.D.

a) At 1434-1436 Howard Street, revoke existing 35' yellow zone, extending 35' west of east property line.

98 WOOD - GARDEN HOSPITAL

a) At 98 Wood, revoke 98' of present white zone, from 32' to 120' north of Geary. (Leave 22' of white zone.)

46 WOOD - GARDEN HOSPITAL

a) At 46 Wood, revoke 26' of present Yellow zone, from 142' to 168' north of Geary. (Leave 22' yellow zone.)

85 BLUXOME - E.F. CLEMENTS CO.

a) At 85 Bluxome, revoke 10' of yellow zone, from 30' to 40' west of east building line.

b) At 85 Bluxome, revoke 22' of yellow zone, from 49' to 71' west of east building line.

503 COMMERCIAL STREET - SAM'S FLORIST

a) At 503 Commercial Street, install a 22' yellow zone, extending from 18' to 30'

west of Sansome Street.

b) Meter 503 to be removed.

c) Revoke 22' STLZ from 18' to 30' west of Sansome Street 7 a.m. - 1 p.m.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

REVOKED

RESOLVED, that the recommendation of the revocation of 314 feet of yellow and white zones, at the parts of the City, at the locations submitted, be, and the same are hereby approved.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 412-80

FREDDIE MARSHALL

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Freddie Marshall against the City and County of San Francisco in the sum of $20.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: June 13, 1980

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 413-80

ROSE CADENASSO

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Rose Cadenasso against the City and County of San Francisco

in the sum of $900.00 as the result of a collision with a police vehicle, be, and the same is hereby approved.

Date of Accident: July 14, 1980

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 414-80

R. CLARK GERTNER

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of R. Clark Gertner against the City and County of San Francisco in the sum of $75.00 as the result of failure to notify of towing and storage, be, and the same is hereby approved.

Date of Incident: June 23, 1980

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 415-80

STEPHEN T. HECHT

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Stephen T. Hecht against the City and County of San Francisco in the sum of $35.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: August 4, 1980

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 416-80

SUZANNE SHERBELL

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Suzanne Sherbell against the City and County of San Francisco in the sum of $35.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: August 11, 1980

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 417-80

DOROTHY A. TOMLINSON

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Dorothy A. Tomlinson against the City and County of San Francisco in the sum of $35.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: August 4,1980

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 418-80

BARBARA VALENTINO

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Barbara Valentino against the City and County of San Francisco in the sum of $35.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: July 30,1980

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 419-80

MBAKOGU U. CHIKA

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Mbakogu U. Chika against the City and County of San Francisco in the sum of $45.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: August 6, 1980

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 420-80

KATHERINE S. APPLEGARTH

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Katherine S. Applegarth against the City and County of San Francisco in the sum of $35.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: July 7,1980

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 421-80

THERESA BALDINI

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Theresa Baldini against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: August 1, 1980

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 422-80

STUART GOLD

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Stuart Gold against the City and County of San Francisco in the sum of $45.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: August 4, 1980

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 423-80

ERNESTINE URL

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Ernestine Url against the City and County of San Francisco in the sum of $70.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: July 31, 1980

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 424-80

THOMAS P. TOMICH

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Thomas P. Tomich against the City and County of San Francisco in the sum of $35.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: August 4, 1980

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 425-80

MICHAEL K. TELLE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Michael K. Telle against the City and County of San Francisco in the sum of $35.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: July 30, 1980

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 426-80

WILLIAM N. HASSEBROCK

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of William N. Hassebrock against the City and County of San Francisco in the sum of $45.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: July 21,1980

AYES: Commissioners Daly, Nelder,Toler, Murphy, Sanchez

RESOLUTION NO. 427-80

DOUGLAS GORDON

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Douglas Gordon against the City and County of San Francisco in the sum of $49.28 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: May 9, 1980

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 428-80

BARBARA B. JONES

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Barbara B. Jones against the City and County of San Francisco in the sum of $35.00 as the result of a faulty tow, be, and the same is hereby apporved.

Date of Incident: August 6, 1980

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 429-80

WILLIAM HARRIS

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of William Harris against the City and County of San Francisco in the sum of $100.41 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: July 10,1980

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 430-80

RICHARD A. LIEBERMAN

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Richard A. Lieberman against the City and County of San Francisco in the sum of $136.82 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: May 23, 1980

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RECOMMENDATION OF THE CHIEF OF POLICE THAT ASSISTANT CRIMINALIST MICHAEL TAN, CRIMINALISTICS DIVISION, BE GRANTED PERMISSION TO ATTEND AN ARSON DETECTION AND IDENTIFICATION COURSE IN ROCKVILLE, MARYLAND, ON SEPTEMBER 15, 1980 TO SEPTEMBER 19, 1980 - CANCELLED.

RESOLUTION NO. 399-80

TRAVELING EXPENSE VOUCHERS - APPROVED

RESOLVED, that the Traveling Expense Vouchers submitted by the following-named members of the Police Department for expenses incurred in

attending the below-indicated program, be, and the same are hereby approved:

Fingerprint Technician Diana Grzybowski) Fingerprint Technician Wendy Chong)	$264.00 each	(Advanced Latent (Fingerprint Training (Course, Sacramento, (California, from (April 6,1980 to April (1,1980.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 405-80

TRAVELING EXPENSE VOUCHERS - APPROVED

RESOLVED, that the Traveling Expense Vouchers submitted by the following-named members of the Police Department for expenses incurred in attending the below-indicated program, be, and the same are hereby approved:

Mr. Geoffrey L. Rothman Consent Decree Division) Mr. Ray Wong Consent Decree Division)	$288.30 $180.00	(Field Management (Training Audit at (Los Angeles, Long (Beach and Anaheim (Police Departments (on August 14, 1980 (and August 15, 1980.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

POLICE COMMISSION REPORT

The Commissioners issued no report at this evening's meeting.

CHIEF'S REPORT TO THE POLICE COMMISSION

Chief Murphy gave the Commission a statistical report on the numbers of citations issued for traffic violations, both moving and parking. He also stated that in addition to that with the opening of school, the Department has prepared a press release regarding the

Department's increased enforcement, particularly moving violations in close proximity to schools. He said the officers will be policing bus stops and looking for hazardous violations where children are on their way to school. He said, hopefully, the Department will be able to reduce the number of pedestrian school children accidents.

The Chief also responded to questions from Commissioner Murphy regarding the violence that has been occurring on the Muni busses. He said a plan to expand the hours of the Muni Transit Officers will soon go into effect. He said if this is not effective then district station officers will be encouraged to ride the busses,if practical, and if not, to follow key troubled bus lines, for instance the "22", as often as possible.

PUBLIC HEARING RELATIVE TO A PROPOSED GENERAL ORDER REGARDING PRISONER SECURITY AT HOSPITALS

Dr. Tom Peters, Director of Forensic Services for the Health Department, stated that he wanted to thank the Department and Commission for the preparation of this order. He said it will help to clarify what has been a problem in the past, a clear definition of the time at which a person goes out of the hands of the Police Department and becomes a patient of the hospital. He said that some of the definitional points are critical, particularly to personnel at the hospital, and of the jails as there are representatives from both here this evening. He said that he appreciated very much the Commission's and Department's action in this matter.

Mr. Abram Kaplan, Administrator of the San Francisco General Hospital Emergency Department, stated that he was there representing Mr. Jeffrey Lang, the Administrator of San Francisco General Hospital. He said there was only one point that they wanted to bring to the attention of the Commission and that is that they felt it very important if a clinical decision is made by a physician in charge of the treatment of the patient that if the physician feels that the patient should be unshackled that they would like to have cooperation from the police department in regards to the clinical needs of the patient.

He said that in all other respects, they felt that this was an excellent General Order.

Commissioner Sanchez then thanked Dr. Peters and Mr. Kaplan and stated that there had been some written comments pertaining to some name changes that are updated that he would hope would be included in the final draft so that the Department would understand what division and department is spoken of as

there has been some nomenclature changes at the Hospital.

The General Order, as amended, was adopted pursuant to the following resolution:

RESOLUTION NO. 396-80

GENERAL ORDER ADOPTING PRISONER SECURITY AT HOSPITALS

RESOLVED, that the Police Commission hereby adopts the proposed General Order regarding Prisoner Security at Hospitals.

(Copy on file in the Office of the Police Commission.)

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

PRESENTATION AND ACCEPTANCE OF $25,000 FROM CHEVRON, USA INC., TO PROJECT SAFE, A NON-PROFIT CORPORATION ACTIVELY SEEKING FUNDS FROM PRIVATE SOURCES IN ORDER TO MAINTAIN A HIGHLY SUCCESSFUL FOUR-YEAR PROGRAM.

Commissioner Murphy stated that this matter had been very close to her heart because Project SAFE has been outstanding, not only in this city, but across the nation. The Project is now in need of help, she said, and when help is needed we call upon some of our friends.

She then called upon Lieutenant Frank Jordan to say a few words.

Lieutenant Jordan stated that Project SAFE, to remain alive, became a non-profit corporation and received $25,000 dollars from the City to launch the program in hopes that the citizens believed in what they were trying to do and that they would then try to go through various corporations, trust funds and foundations to try to find the allocations to fund the SAFE Inc., Program, and one of the very first that has come through and in excellent style has been Chevron USA.

He continued by saying that when they were contacted one of their first comments were what is the city's commitment to this program, and when they were told that the city had given $25,000 dollars, their idea was to match that $25,000 dollars.

He then introduced Mr. John McIntyre, Division Manager of Chevron USA, Inc., for the West Central Division, and Mary Imerick, who is the Senior Public Affairs Specialist for Chevron USA, who are here tonight to present to the Commission this check for $25,000 to be turned over to the non-profit corporation.

He also introduced other members of the SAFE Project as follows:

Mrs. Jean Wollenberg, President of the Board of Directors

Gwen Dillworth, Executive Director

Mr. Gary Gerdes, Program Coordinator for Project SAFE.

Lieutenant Timothy Thorsen, of the Crime Prevention Unit.

He then turned the microphone over to Mr. John McIntyre.

Mr. McIntyre stated that his organization felt that this program was an outstanding program and one that has been very successful. He said that they were very hopeful that this small bit of seed money on the initial start will help and maybe start some other prople in the private enterprise system to contribute and meet that objective, which he understood as being almost a half million dollars and that they hope this contribution will help SAFE get there.

He then presented the check to the Commission, who in turn gave it to the President of SAFE, Mrs. Jean Wollenberg.

PRESENTATION OF MEDAL OF VALOR AWARDS AND CERTIFICATES

Commissioner Murphy chaired the last Awards Committee Meeting and stated that this was one of the great pleasures of being a Commissioner, to sit with the Captains of the Department and award various members who have performed unusual and valorous deeds for the safety of everyone in this community. She said this time they awarded 1 Gold, 7 Silver and 8 or 9 Bronze Medals. She said 5 Meritorious Certificates were awarded also.

She said she has sat on a number of these Boards and this last time was the first time where, when a Gold Medal was awarded, that it was by unanimous acclaim. She said she knew it had been done before, but not in her presence.

She said they gave the officer a standing ovation and it was very, very affecting.

Commissioners Toler, Daly, Nelder and Sanchez then offered their congratulations to the recipients of the awards and their families.

The awards were presented as follows:

Officer James F. Hunt.....Gold Medal

Captain Charles F. Ellis.....Silver Medal

Officer George M. Bonanno.....Silver Medal

Officer Joseph Cotla.....Silver Medal

Inspector Victor E. Flemming..Silver Star

Officer Anna M. Giuliacci.....Silver Medal

Officer James S. Jean.....Silver Medal

Assistant Patrol Special
Officer Melvin Tua.....Silver Medal

Officer Richard S. Knappick...Bronze Medal

Officer David W. Letsch.....Bronze Star

Officer William J. Minkle.....Bronze Medal

Officer Dennis L. Newcomer....Bronze Medal

Officer Eric L. Olsen.....Bronze Medal

Officer John C. Payne.....Bronze Star

Officer Walter L. Pinosky.....Bronze Medal

Officer Hans B. Vigil.....Bronze Star

Officer Gregory A. Beatty.....Meritorious Certificate

Officer Edgar J. Callejas.....Meritorious Certificate

Officer James E. Ludlow.....Meritorious Certificate

Officer Mark E. Mino.....Meritorious Certificate

Officer Robert T. McMillan....Meritorious Certificate

PUBLIC HEARING RELATIVE TO A PROPOSED GENERAL ORDER AND TRAINING BULLETIN ON FIREARMS USE POLICY. - CONTINUED TO SEPTEMBER 17, 1980

Deputy Chief James Ryan gave the Commission a brief

overview of what the proposed General Order contained. He said the primary changes were, structurally, the makeup of the Weapons Discharge Committee to correct what was an inappropriate alignment. He said the other change was a change in procedure rather than policy.

Chief Murphy then stated that again reviewing this document he would ask for a continuance of two weeks, to correct newly found discrepancies.

Mr. Robert Barry of the Police Officers' Association, also requested a two weeks continuance on the item because he said that his association still has some input coming in from the members of the Uniform and Safety Committee, various members of the Board of Directors of the San Francisco Police Officers' Association, and the Officer-in-Charge of the Range.

Inspector Rodney Williams, President of the Officers for Justice, also agreed with the request for this continuance.

The matter was then continued to the meeting of September 17, 1980.

PUBLIC HEARING RELATIVE TO THE IMPLEMENTATION OF A COMMUNITY SERVICES DIVISION

Lieutenant Thorsen of the Crime Prevention Education Unit, then gave an update review on several amendments to the proposed Community Services Division. Amendments were for Civilian Liaison Committee to be encouraged by each district station to monitor service programs, also a member and an alternate will be elected to the Community Executive Board, structural changes in the organization chart emphasizing that the Community Relations Commander will report directly to the Chief, was another of several amendments to the document.

Commissioner Sanchez then stated that the Chief had reviewed the changes and was in complete accord.

He said the Commission would like to thank the Staff and the many citizens who had been coming to the meetings and submitting their input.

He then asked the Chief for his comments.

Chief Murphy stated that some months ago the Department had suggested a resolution for the Commission to adopt a General Order implementing the Community Services Division which would include the Community Relations Unit. He said he would ask at this time that the Commission approve and adopt the proposal as presented this evening.

The proposal was then unanimously approved and adopted by the Commission.

RESOLUTION NO. 397-80

IMPLEMENTATION OF A COMMUNITY SERVICES DIVISION FOR THE SAN FRANCISCO POLICE DEPARTMENT - APPROVED

RESOLVED, that the Police Commission approves the recommendation for implementation of a Community Services Division.

(Copy on file in the Office of the Police Commission)

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 398-80

POLICE OFFICER KATHERINE ANDERSON, INGLESIDE POLICE STATION

WHEREAS, charges of violating the Rules and Procedures of the San Francisco Police Department were filed against Police Officer Katherine Anderson, Ingleside Police Station, as follows:

SPECIFICATION NO. 1

Conduct Unbecoming an Officer. (Violation of Section 2.13 of the Rules and Procedures of the San Francisco Police Department.)

SPECIFICATION NO. 2

Failure to Truthfully Answer Questions Propounded. (Violation of Section 2.49

of the Rules and Procedures of the San Francisco Police Department.)

SPECIFICATION NO. 3

Conduct Unbecoming an Officer. (Violation of Section 2.13 of the Rules and Procedures of the San Francisco Police Department.)

SPECIFICATION NO. 4

Failure to Truthfully Answer Questions Propounded. (Violation of Section 2.49 of the Rules and Procedures of the San Francisco Police Department.)

SPECIFICATION NO. 5

Conduct Unbecoming an Officer. (Violation of Section 2.13 of the Rules and Procedures of the San Francisco Police Department.)

SPECIFICATION NO. 6

Failure to Truthfully Answer Questions Propounded. (Violation of Section 2.49 of the Rules and Procedures of the San Francisco Police Department.)

by Cornelius P. Murphy, Chief of Police of the San Francisco Police Department; therefore be it

RESOLVED, that the date for the setting of the hearing of the disciplinary charges filed against Police Officer Katherine Anderson, Ingleside Police Station, is set for Wednesday, September 24, 1980 at 5:00 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

The Commission then adjourned its meeting at 1852 hours.

Willie E. Frazier

SECRETARY

10 SEPTEMBER 1980 REGULAR MEETING

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, September 10, 1980 at 1700 hours in regular session.

PRESENT: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

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Commissioner Sanchez presiding.

The Commissioners, having received, amended and returned the minutes of the meetings of June 25, 1980, July 2, 1980, July 9, 1980 and July 16, 1980, reading of same was dispensed with and the minutes were approved.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RECOMMENDATION OF THE TRAFFIC BUREAU

Sergeant Newlin of the Traffic Survey Department stated that he would like to make one request to the Commission regarding a request he received this date on the Louise Davies Symphony Hall. He said the authorities there had failed to contact the Traffic Survey Department for the necessary zoning. He said that they had installed a parking bay in front of the main entrance similar to those on Market Street that is indented from the normal sidewalk width. He said that they requested that area to be painted white and approximately 4 spaces, just north of that, be painted blue to facilitate the handicapped. He said he would later submit the necessary paper and if there is any problem it could be dealt with at that time.

Commissioner Murphy then moved to approve this request.

RECOMMENDATION OF THE TRAFFIC BUREAU - APPROVED

RESOLVED, that the recommendation of the

Traffic Bureau on the installation of zoning for the regulation of traffic on the public streets, be, and the same are hereby approved.

1010 GOUGH STREET - FAMILY SERVICE AGENCY

a) At 1010 Gough Street, install a 22' blue zone, extending from north property line 22' south of same.

2245 PALOU - SAN FRANCISCO VICTORIAN

a) At 2245 Palou, install a 24' green zone, extending from east block building line 24' west of same.

b) Three stalls diagonal parking.

1790 MONTGOMERY STREET - KNBR 68

a) At 1790 Montgomery Street, install a 22' blue zone, extending from north property line 22' south of same.

b) Meter 1726 to be removed.

4750 GEARY BOULEVARD - GEARY PARKWAY MOTEL

a) At 4750 Geary Boulevard, install a 22' white zone, extending from east end of driveway 22' east of same.

b) Meter 4718 to be removed.

601-20th STREET - ECONOMIC OPPORTUNITY COUNCIL OF SAN FRANCISCO

a) At 601-20th Street, install a 90' green zone, extending from 10' to 100' east of west building line.

b) Revoke existing 36' yellow zone, extending from 42' to 78' east of 3rd Street.

6251 CALIFORNIA STREET - SUMI'S ALTERATION SHOP & LAUNDRY

a) At 6251 California Street, install a 44' green zone, extending from west building

line 44' east of same.

2201 BAYSHORE - SCHLAGE LOCK CO. - REVOKED

a) At 2201 Bayshore, revoke existing 40' green zone, extending from 5' to 45' south of the south line of the crosswalk at Arleta Street.

b) At 2201 Bayshore, revoke existing 40' green zone, extending from 5' to 45' north of the north line of the crosswalk at Arleta Street.

2201 BAYSHORE - SCHLAGE LOCK CO. - REVOKED

a) At 2201 Bayshore, revoke existing 30' yellow zone, extending 30' east of west building line.

2201 BAYSHORE - SCHLAGE LOCK CO. - REVOKED

a) At 2201 Bayshore, revoke existing 57' green zone, extending from 10' to 67' east of west building line.

100 RUSS. - S.F.P.D. - REVOKED

a) At 100 Russ, revoke existing 36' green zone, extending from 24' to 60' south of Howard Street.

b) At 100 Russ, revoke existing 21' green zone, extending from 3' to 24' south of Howard Street.

1798 FILBERT STREET - S.F.P.D. - REVOKED

a) At 1798 Filbert Street, revoke existing 20' green zone, extending from 6' to 26' east of Octavia Street.

7253 GEARY BOULEVARD - S.F.P.D. - REVOKED

a) At 7253 Geary Boulevard, revoke existing 18' green zone,extending from 16' to 34' east of 37th Avenue.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

REVOKED

RESOLVED, that the recommendation of the Traffic Bureau on the revocation of 288 feet of green and yellow zones, at the parts of the City, at the locations submitted, be, and the same are hereby approved.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 431-80

FRANK F. WOLF

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Frank F. Wolf against the City and County of San Francisco in the sum of $40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: August 17, 1980

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 432-80

BECKY MARTINEZ

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Becky Martinez against the City and County of San Francisco in the sum of $35.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: August 13, 1980

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 434-80

MARCS AUTO DISMANTLERS

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Marcs Auto Dismantlers against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: August 13, 1980

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 435-80

GINO FRANK COLOMBO

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Gino Frank Colombo against the City and County of San Francisco in the sum of $35.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: July 31, 1980

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 436-80

JACK WILSON

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Jack Wilson against the City and County of San Francisco in the sum of $46.50 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: August 4, 1980

AYES: Commissioners Daly, Nelder,Toler, Murphy, Sanchez

RESOLUTION NO. 437-80

BILL WREN'S SHELL SERVICE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of the Bill Wren's Shell Service against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: June 13, 1980

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 438-80

ATLAS TOW SERVICE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of the Atlas Tow Service against the City and County of San Francisco in the sum of $45.00 as the result of a faulty tow, be,and the same is hereby approved.

Date of Incident: August 20, 1980

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 406-80

POLICE NARCOTIC FUND - APPROVED

RESOLVED, that the Controller be, and he is hereby requested to draw a voucher in favor of Chief of Police Cornelius P. Murphy in the amount of $6,000.00 charging same to Index Code 580217 as an advance on the Police Narcotics Fund for the month of September, 1980.

AYES: Commissioners Daly,Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 407-80

POLICE CONTINGENT FUND - APPROVED

RESOLVED, that the Controller be, and he is hereby requested to draw a voucher in favor of Chief of Police Cornelius P. Murphy in the amount of $4,000.00 charging same to Index Code 580217 as an advance on the Police Contingent Fund for the month of September, 1980.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 408-80

AUTHORIZING ATTENDANCE OF POLICE OFFICERS JAMES LEACH AND THOMAS DEL TORRE, CRIME PREVENTION DIVISION, AT THE CRIME PREVENTION TRAINING CONFERENCE AT SACRAMENTO, CALIFORNIA, FROM SEPTEMBER 25, 1980 TO SEPTEMBER 26, 1980.

RESOLVED, that the recommendation of the Chief of Police that Police Officers James Leach and Thomas Del Torre, Crime Prevention Division, be detailed to attend the Crime Prevention Training Conference at Sacramento, California, from September 25, 1980 to September 26, 1980, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by Officers Leach and Del Torre in a sum not to exceed $101.00 each, will be defrayed by the San Francisco Police Department's Police Officers' Training Fund.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

POLICE COMMISSION REPORT

Commissioner Sanchez stated that he wanted the record to show that the Police Commission met in Executive Session at 1630 hours to review personnel matters. No vote was taken.

Commissioner Nelder then mentioned that he had been

contacted by a man who owned a building in the downtown area, that was burglarized, and the Patrol Special Officer hired to protect the premises knew nothing about it until 24 hours after it had occurred. He said that this man, a Mr. Wood, wanted to fire this Patrol Special Officer and hire another who has a beat in the District where Mr. Wood lives.

He asked Chief Murphy to assign the matter to Officer Wassil Rolovich who is in charge of the Patrol Special Officers, to look into the matter and see what can be worked out to the satisfaction of Mr. Wood.

Commissioner Murphy stated that on another issue regarding Patrol Special Officers, Patrol Special Officer John Candido had met with her to express his concerns over changes that may occur in the Patrol Special Officers role because of the George Bosque incident. She said that she advised him that that had absolutely nothing to do with the present wish of the Commission and Department to beef up the training and communications, etcetera, between the Police and the Special Officers.

She said she felt the department has to be very careful in the selection of Patrol Special Officers in that they should have as thorough a background check as regular officers. As it turns out it came out in the papers that Bosque had criminal records in Washington, D.C., and also Florida. She said she hoped that Special Officer John Candido was clear about it in that the Commission's concern is that proper training and rules and procedures for Patrol Specials are strictly adhered to. She said he left with the intention of making appointments with the other Commissioners also.

Commissioner Sanchez stated that prior to some of the recent events occurring with the Patrol Specials that Commissioner Nelder had pointed out the deficiencies in proper police procedures as far as these officers were concerned. He said the Commission is looking forward to the Chief's recommendation pertaining to Patrol Specials both in reference to beats, sales, uniforms, rule book, etcetera.

He said he would like to state again that the Commission does feel that it is of the highest priority, and that it is of great concern to the Commission regarding the quality and accountability of Patrol Special Officers.

Chief Murphy stated that the Commission would be getting a package in about three weeks and it would deal with background investigations, training and the whole bit. He said the delay is now that the Department is waiting on a City Attorney's Opinion as to Peace Officer's Status for Special Police Officers and their authority to carry a gun off duty and even to write citations.

Commissioner Daly, on another subject, stated that there has been a disturbing rise in complaints on acts of violence on the city streets against Gay People. She said Police misbehavior goes farther then rudeness against gay men and women. She said many of the complaints have been filed in various locations. Supervisor Britt's Office, some with her, some with Community United Against Violence, some with the Public Defenders Office, and some with the Mayor's Criminal Justice Council, and she said as a member of this administration she feels that they must take some responsibility in making certain that the complaints get to the right places. She said she hoped that the Police Community Relations Unit as it is coming together will be able to disseminate public information about how citizens can take part and how lines of communications can be opened up.

Chief Murphy stated that he had discussed this with Commissioner Daly and that his concern was that the Department was not, in fact, getting these complaints from the various individuals mentioned. He said if they would come and give him the complaints then he could find out if they have been, in fact, registered with the Department, and if they have they would be investigated thoroughly and also reviewed eventually by the Commission. He said if they are not, or people don't come forward then that is another story. He said the message has to go out to the community that the Department wants these complaints registered with the Police Department so that they can be investigated.

Commissioner Sanchez said that he would like to state for the record that any complaint given by any citizen, regardless of ethnicity or sexual preference or whatever, if, in fact, is a valid one it will go through a consistent process. He said there is a uniform procedure and there are no separate ground rules for one person, or one group. or whatever, and that as long as he was Chairperson of the Commission the process would be consistent and the Commission would be held accountable for it.

CHIEF'S REPORT TO THE POLICE COMMISSION

Chief Murphy stated that approximately two weeks ago at the Commission meeting he reported a large increase in strongarm robberies out in the Western Addition, and as a result of that, they assigned quite a large number of officers out in that area and he was happy to say that increase in crime has now been greatly reduced. He said for the first week of this month we are 35% under for what it was in the same month last year.

RECOMMENDATION OF THE CHIEF OF POLICE THAT THE CONTRACT SALE FOR BEAT NO. 66 BETWEEN LUCIAN M. VANCE III AND PATROL SPECIAL OFFICER GEORGE BOSQUE BE DECLARED VOID, AND THAT BEAT NO. 66 REVERT BACK TO LUCIAN M. VANCE III AS PATROL SPECIAL OFFICER GEORGE BOSQUE FAILED TO MAKE PAYMENTS. - CONTINUED FOR TWO (2) WEEKS.

Chief Murphy stated that because of the unusual nature of this item and item number 7 that he would hate to see the Department at a later date get involved in some kind of legal entanglement and, therefore, suggested that it be continued for two (2) weeks until the Department can come back with some reasonable conclusion.

He said what he thinks he will come back with is a recommendation that the Commission consider Beat 66 as abandoned.

REQUESTING APPROVAL OF THE POLICE COMMISSION BY PATROL SPECIAL OFFICER LUCIAN M. VANCE III TO SELL PATROL SPECIAL BEAT NO. 66 TO ASSISTANT PATROL SPECIAL OFFICER JACQULYN HAMILTON,- CONTINUED FOR TWO (2) WEEKS.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RECEIPT OF PROPOSED GENERAL ORDER RELATIVE TO DOMESTIC VIOLENCE. (COPIES SENT TO THE EMPLOYEE ORGANIZATIONS)

RESOLUTION NO. 410-80

REQUEST FOR A SUPPLEMENTAL APPROPRIATION TO COVER SALARIES AND FRINGE BENEFITS FOR 80 ADDITIONAL ADULT SCHOOL CROSSING GUARDS

RESOLVED, that the Police Commission hereby approves the request for a supplemental appropriation to cover the hiring of 80 additional Adult School Crossing Guards.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 409-80

PATROL SPECIAL OFFICER GEORGE BOSQUE

WHEREAS, the hearing of Patrol Special Officer George Bosque was called, it having been set for this date; and

WHEREAS, the Police Commission requested that Patrol Special Officer George Bosque's disciplinary hearing be postponed and rescheduled for another date; therefore be it

RESOLVED, that the hearing of the disciplinary charges filed against Patrol Special Officer George Bosque is set for Wednesday, September 24, 1980 at 5:00 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

PROGRESS REPORT BY PRESIDENT'S COUNCIL SR. ESCORT OUTREACH PROGRAM.

Ms. Thelma Kavanaugh, President of the Senior Advisory Council of the Senior Escort Program, stated that in working with the Commission on Aging, in the last couple of years, they have had some troubles. She said some of their complaints relate to bad planning, budgeting processes and a prejudicism against the Senior Escort Program. She said the most recent problem has been a four (4) month struggle to get them to reconsider the Police Department's Supplemental Request for funds for the Senior Escort Program. She said what they wanted the Commission on Aging is the privilege to have them reconsider, even if they turn it down, to reconsider the $85,000 Supplemental Appropriation.

She said they did not want to picket, so they were asking the Commission what would be the proper thing to do?

Commissioner Sanchez thanked her for bringing the matter to the Commission's attention.

Chief Murphy then responded by saying that he would rather see the matter resolved through correspondence between the Commissions, or at least a meeting at a future date, to resolve this issue which has been going on for years.

Commissioner Sanchez said the Commission would follow up on the Chief's very good recommendation and that Lieutenant Frazier would be sending out a letter to the Chairperson of the Commission along to the Commission itself and that it could also propose a meeting between Commissioner Murphy and himself along with Chief Murphy and the Commission on Aging's Chairperson and Vice-Chairperson as soon as possible to discuss this very important matter.

HEARING OF POLICE OFFICER JANET LA CAMPAGNE, SUPPORT SERVICES BUREAU-COMMUNICATIONS DIVISION

The hearing of Police Officer Janet La Campagne, Support Services Bureau-Communications Division, was called, it having been set for this date. Police Officer Janet La Campagne was charged with violating the Rules and Procedures, as follows:

SPECIFICATION NO. 1

Failure to Preserve the Peace, Prevent Crime and Enforce Criminal Laws. (Violation of Section 2.03 of the Rules and Procedures of the San Francisco Police Department.)

SPECIFICATION NO. 2

Conduct Unbecoming an Officer, Reflecting Discredit Upon the San Francisco Police Department. (Violation of Section 2.13 of the Rules and Procedures of the San Francisco Police Department.)

SPECIFICATION NO. 3

Conduct Unbecoming an Officer, Reflecting Discredit Upon the San Francisco Police Department. (Violation of Section 2.13 of the Rules and Procedures of the San Francisco Police Department.)

in a properly verified complaint by Cornelius P. Murphy, Chief of Police of the San Francisco Police Department.

Police Officer Janet La Campagne appeared in person and was represented by Philip S.Ryan and Willie L. Brown, Jr., Attorneys at Law.

Mr. Lawrence Wilson, Attorney at Law, appeared as the Prosecutor for the Police Department.

An opening statement was made by Mr. Lawrence Wilson, Prosecuting Attorney.

The following-named witness appeared for the Prosecution, was duly sworn and testified:

Katherine Krisor
Security Guard
Pay'N Save Drug Store

The following-named witness was called by the Prosecution, was duly sworn and testified:

Police Officer Janet La Campagne
Support Services Bureau
Communications Division

The following-named witnesses appeared for the Defense, were duly sworn and testified:

Police Officer Janet La Campagne
Support Services Bureau
Communications Division

Philip Scott Ryan
1515 Vallejo Street
San Francisco, California

The following Exhibits were entered into Evidence by the Prosecution:

Exhibit No. 1 - Pink Box approximately 4" long by 3" wide, 1½" thick-labeled "Jovan Wrinkles Away" Containing one bottle, one-half fl. oz. 14.8 Mil.

Exhibit No. 2 - Citation R284252, dated October 10, 1979, 1700 hours. Defendant Jant Marie La Campagne.

The following Exhibits were entered into Evidence by the Defense:

Exhibit No. 1 - Diagram of area of store where offense occurred, drawn by witness Security Guard Katherine Krisor.

Exhibit No. 2 - Personnel file of Police Officer Janet M. La Campagne.

Exhibit No. 3 - Diagram of store floor plan where incident occurred.

Exhibit No. 4 - One box hair color, L'Oreal extra body Permanent.

Closing statements were then made by both the Prosecuting and Defense Attorneys.

RESOLUTION NO. 411-80

DECISION - HEARING OF POLICE OFFICER JANET LA CAMPAGNE, SUPPORT SERVICES BUREAU - COMMUNICATIONS DIVISION

WHEREAS, on May 13, 1980, Cornelius P. Murphy, Chief of Police, made and served charges against Police Officer Janet La Campagne, as follows:

SPECIFICATION NO. 1

a) At all times herein mentioned, Officer Janet La Campagne was and still is a member of the Support Services Bureau of the San Francisco Police Department assigned to Communications;

b) The accused entered a Pay N' Save Drug Store on October 12, 1979, in uniform, and left the store with a jar of cosmetics in her pocket for which she had not paid, which she intentionally did not pay for and which she intended not to return to its owner;

c) Officer La Campagne was apprehended by a store security officer and subsequently cited by San Francisco Police Officers for petty theft (shoplifting);

d) This conduct constitutes a violation of Section 2.03 of the Rules and Procedures of the San Francisco Police Department which states:

"2.03 Shall at all times while on duty preserve the peace, prevent crime, detect and arrest offenders and enforce all criminal laws, penal ordinances and all laws and ordinances regulating vehicular and pedestrian traffic and travel upon public highways. While off duty, a member shall take all reasonable steps consistent with Rule 7.12 to preserve the peace, prevent crime, detect and arrest offenders and enforce all criminal laws, penal ordinances and all laws and ordinances regulating vehicular and pedestrian traffic upon public highways."

SPECIFICATION NO. 2

a) Each and every allegation of paragraphs (a) through (c) of Specification No. 1 is incorporated herein by reference as if each allegation were fully stated.

b) This conduct constitutes conduct unbecoming an officer which reflects discredit upon the San Francisco Police Department in violation of Section 2.13 of the Rules and Procedures of the San Francisco Police Department, which states:

"2.13 Any breach of the peace, neglect of duty, misconduct or any conduct on the part of any member either within or without the state which tends to subvert the good order, efficiency or discipline of the department or any member thereof or that is prejudicial to the efficiency and discipline of the department, though such offenses are not specifically defined or laid down in these Rules and Procedures shall be considered unofficerlike conduct triable and punishable by the Board."

SPECIFICATION NO. 3

a) Paragraphs (a) through (c) of Specification No. 1 are incorporated herein by reference as if each were fully set forth;

b) When cited by the police officers who were called by the store security officer, Officer La Campagne promised to appear at Room 475 of the Hall of Justice at 0800 hours on the day she was first scheduled to appear in court to be processed, before appearing in court;

c) Officer La Campagne failed to appear in Room 475 for processing before appearing in court on October 25, 1979;

d) This conduct, in failing to appear as promised, reflected discredit upon the San Francisco Police Department and constituted conduct unbecoming an officer in violation of Section 2.13 of the Rules and Procedures of the San Francisco Police Department, which states:

"2.13 Any breach of the peace, neglect of duty, misconduct or any conduct on the part of any member either within or without the state which tends to subvert the good order, efficiency or discipline of the department or which reflected discredit upon the department or any member thereof or that is prejudicial to the efficiency and discipline of the department, though such offenses are not specifically defined or laid down in these Rules and Procedures shall be considered unofficer-like conduct triable and punishable by the Board."

and

WHEREAS, a hearing on said charges was had before the Police Commission pursuant to Section 8.343 of the Charter of the City and County of San Francisco on Wednesday, September 10, 1980, and that on Wednesday, September 10, 1980, the matter was submitted to the Police Commission for decision; and

WHEREAS, the Police Commission finds

that the said charges made and filed against Police Officer Janet La Campagne, Support Services Bureau, Communications Division, as contained in Specification No. 1, violation of Section 2.03, Specification No. 2, violation of Section 2.13, Specification No. 3, violation of Section 2.13 of the Rules and Procedures of the San Francisco Police Department are not sustained by the evidence presented at the hearing; therefore be it

RESOLVED, that it is the order of the Police Commission that Police Officer Janet La Campagne has not violated Specification No. 1, Section 2.03, Specification No. 2, Section 2.13, Specification No. 3, Section 2.13 of the Rules and Procedures of the San Francisco Police Department; and be it further

RESOLVED, that it is the order of the Police Commission that said charges contained in Specification No. 1, Section 2.03, Specification No. 2, Section 2.13, and Specification No. 3, Section 2.13 be, and the same are hereby dismissed; and be it further

RESOLVED, that it is the order of the Police Commission that Police Officer Janet La Campagne, and her attorney, Philip S. Ryan, be admonished for Officer La Campagne's failure to appear in Room 475 for processing as required by the misdemeanor citation procedures before appearing in court.

Recesses taken during the hearing of Police Officer Janet La Campagne:

2035 hours to 2040 hours
2135 hours to 2205 hours
2239 hours to 2253 hours

(The entire proceedings were taken in shorthand form by Hearing Reporter Dorsey A. McTaggart, C.S.R.)

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

The Commission then adjourned its meeting at 2300 hours.

SECRETARY

17 SEPTEMBER 1980 REGULAR MEETING

Minutes

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, September 17, 1980 at 1700 hours in regular session.

PRESENT: Commissioners Daly, Nelder, Murphy, Sanchez

ABSENT: Commissioner Toler

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Commissioner Sanchez presiding.

RECOMMENDATION OF THE TRAFFIC BUREAU - APPROVED

RESOLVED, that the recommendation of the Traffic Bureau on the installation of zoning for the regulation of traffic on the public streets, be, and the same are hereby approved:

320 FILLMORE STREET - SWEET CITY ICE CREAM PARLOR

a) At 320 Fillmore Street, install a 22' green zone, extending from north property line 22' south of same.

488 HAIGHT STREET - TACO TACA

a) At 488 Haight Street, install a 22' green zone, extending from east property line 22' west of same.

312 FILLMORE STREET - APARTMENT BUILDING

a) At 312 Fillmore Street, install a 22' white zone, extending from 22' to 44' south of north property line.

71 ANNIE - HOME'S RESTAURANT

a) At 71 Annie, install a 32' STLZ extension of present 60' zone to take in the rest of Annie Street.

1937 LOMBARD STREET - A & C UPHOLSTERY & DRAPERY CLEANING

a) At 1937 Lombard Street, install a 22' green zone, extending 22' west of yellow zone at 1937 Lombard Street.

201 POLK STREET - CITY HALL

a) At 201 Polk Street, install an 8' blue zone, to replace meter #201 at Polk and Grove Streets.

407 FRANKLIN STREET - KIMBALL'S RESTAURANT

a) At 407 Franklin Street, install a 22' yellow zone, extending from north building line 22' south of same.

300 GROVE STREET - KIMBALL'S RESTAURANT

a) At 300 Grove Street, revoke existing 22' yellow zone, extending from east building line 22' west of same.

b) At 300 Grove Street, install a 22' white zone, extending from 21' to 43' west of east property line.

55 HYDE STREET - HASTING COLLEGE OF THE LAW

a) At 55 Hyde Street, install a 44' blue zone, extending from end of bus zone to 44' north of same.

300 MORAGA - S.F.P.D. - REVOKED

a) At 300 Moraga Street, revoke existing 30' green zone, extending 33' west of 9th Avenue.

1660 GEARY - JAPAN CENTER CAR WASH

a) At 1660 Geary, revoke existing 44' yellow zone, extending from 51' to 95' west of driveway.

b) At 1660 Geary, replace with 44' red zone, extending from 51' to 95' west of driveway.

AYES: Commissioners Daly,Nelder, Murphy, Sanchez

ABSENT: Commissioner Toler

REVOKED

RESOLVED, that the recommendation of the Traffic Bureau on the revocation of 96 feet of green and yellow zones, at the parts of the City, at the locations submitted, be, and the same are hereby approved.

AYES: Commissioners Daly, Nelder, Murphy, Sanchez

ABSENT: Commissioner Toler

RESOLUTION NO. 439-80

ERNEST ANDERSON ORIBIN

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Ernest Anderson Oribin against the City and County of San Francisco in the sum of $294.98 as the result of a collision with a police vehicle, be, and the same is hereby approved.

Date of Accident: July 28, 1980

AYES: Commissioners Daly, Nelder, Murphy, Sanchez

ABSENT: Commissioner Toler

RESOLUTION NO. 440-80

HUDSON T. MARTIN

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Hudson T. Martin against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: August 13, 1980

AYES: Commissioners Daly, Nelder, Murphy, Sanchez

ABSENT: Commissioner Toler

RESOLUTION NO. 441-80

SHERMAN LUM

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Sherman Lum against the City and County of San Francisco in the sum of $55.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: August 5, 1980

AYES: Commissioners Daly, Nelder, Murphy, Sanchez

ABSENT: Commissioner Toler

RESOLUTION NO. 442-80

GEORGE WIGGINS

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of George Wiggins against the City and County of San Francisco in the sum of $40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: July 29, 1980

AYES: Commissioners Daly, Nelder, Murphy, Sanchez

ABSENT: Commissioner Toler

RESOLUTION NO. 443-80

AUTHORIZING ATTENDANCE OF SERGEANT KENNETH R. MOSES, CRIMINALISTICS DIVISION, AT THE ADVANCED FINGERPRINT TECHNOLOGY TRAINING CONFERENCE AT ANAHEIM, CALIFORNIA, FROM SEPTEBMER 21, 1980 TO SEPTEMBER 24, 1980

RESOLVED, that the recommendation of the Chief of Police that Sergeant Kenneth R. Moses, Criminalistics Division, be detailed to attend the Advanced Fingerprint Technology at Anaheim, California, from September 21, 1980 to September 24, 1980, be, and the same is hereby approved; and be it further

RESOLVED, that no advance money is required as Sergeant Kenneth R. Moses will apply for P.O.S.T., funds in the amount of $116.00 for air fare and per diem expenses later in the year.

AYES: Commissioners Daly, Nelder, Murphy, Sanchez

ABSENT: Commissioner Toler

RESOLUTION NO. 433-80

AUTHORIZING ATTENDANCE OF SERGEANT GEORGE KOWALSKI, INVESTIGATIONS, AT THE FBI NATIONAL TRAINING ACADEMY AT QUANTICO, VIRGINIA, FROM SEPTEMBER 28, 1980 TO DECEMBER 12, 1980, INCLUSIVE.

RESOLVED, that the recommendation of the Chief of Police that Sergeant George Kowalski, Investigations, be detailed to attend the FBI National Training Academy at Quantico, Virginia, from September 28, 1980 to December 12, 1980, inclusive, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by Sergeant George Kowalski, Investigations, in a sum not to exceed $500.00 will be defrayed by the San Francisco Police Department's Police Officers' Training Fund.

AYES: Commissioners Daly, Nelder, Murphy, Sanchez

ABSENT: Commissioner Toler

POLICE COMMISSION REPORT

Commissioner Nelder stated that he just wanted to conclude what he had mentioned last week about a report that was coming in from a person who is the employer of a Patrol Special Officer to which he would give to Lieutenant Frazier and the matter will be assigned by the Chief tomorrow to Officer Rolovich.

He stated that when he receives the return, he would apprise the Commission of the disposition.

CHIEF'S REPORT TO THE POLICE COMMISSION

Chief Murphy stated that he had no formal report tonight, however, he said, Mr. Tom Vacar, from KGO TV, Channel 7, is here to present a Certificate of Appreciation and Recognition to Officers John Murphy, Tom Del Torre and Jackie Mattias of the Crime Prevention Unit.

Mr. Tom Vacar: "Members of the Commission, members of the Police Force, as you may well know last week KGO TV has a station sponsored in cooperation with the San Francisco Police Department Crime Prevention Week. The response of the public has been tremendous. The five part series that we did has been one of the most successful things we have done in a long time, because it talks about something which scares a lot of people and that is the happening of crime to them, personally. More importantly, the series focused on something which I think is very significant in news reporting, and that is it focused on the solutions rather than merely the reporting of the crimes, but the solutions to those crimes. To that end we worked very closely with four members of the San Francisco Police Department's Crime Prevention Unit under Lieutenant Jordan, specifically Lieutenant Jordan, Tom Del Torre, John Murphy and Jackie Mattias. Jackie debuted as an actress acting as one of the two con artist showing how the classic pigeon drop works which, amazingly, in which is supposed to be the most sophisticated area of the country, people still, unfortunately, because of greed and gullibility are involved in. I must report to you as a reporter and also as an attorney that it was really amazing to work with these people. They spent the entire week with me and they made our reports not only easy to air but they made them correct, which I think is very significant. They represent in my opinion what is best about San Francisco and what is best about the bay area and that is the people. They are true credits to the Police Department and really true credits to the bay area as citizens because you hear so many things about the police not caring or job burn out, job stress, when in fact, these were some of the most refreshing people I have met since I have been here. And we talked about this as the series went on, and talked about it after the series had ended, and I am here tonight to present Certificates of Appreciation to all of them. We have already done it with Lieutenant Jordan, but I would like Tom Del Torre and John Murphy and Jackie Mattias to come and accept from KGO Certificates of Appreciation in your presence for the great work that they did, and I want to pay special attention to Mr. Murphy and Mr. Del Torre who worked with me all week. They are the best of what we are all here for and that is a better life and caring about our neighbors and our citizens. I can also tell you that the Station commits itself to more broadcasting and solutions to the problems, as much as we talk about the problems in the bay area, we are going to talk about the solutions,

and we feel that, hopefully, it will get most of the people in the bay area to finally believe that they don't have to accept a rising type crime, that if they simply become the citizens they ought to be, either through voting or through being their brothers keeper, and most importantly, if they don't like the way things are going, getting involved in this very process that we are talking about, it is going to be a lot better place and so without any further ado I would like for them to come up here and accept the thanks of Channel 7, ABC in San Francisco."

Commissioner Sanchez: "Fine, thank you very much. We would also like to thank Channel 7 for focusing on this critical part of law enforcement and the creativity of our men and women within the Department and also the participation of all San Franciscans. And I think your comments are well taken. The Commission feels that all of our men and women are very special within the Department and we have a high degree of creativity and commitment to this city as a city and the basis of that is the diversity of the people and how our people are basically caring. So we do thank you for taking time out to come down and to focus on this because it is a very special tribute to the Department and to the men and women that's in it."

RECOMMENDATIONS OF THE AWARDS COMMITTEE

Commissioner Sanchez was Chairperson of this Awards Committee Meeting.

Commissioner Sanchez stated that we are now up to date and he would like to thank all of the Commissioners and senior Staff for their outstanding work in bringing this to bear.

RESOLUTION NO. 444-80

RECOMMENDATIONS OF THE AWARDS COMMITTEE - APPROVED

RESOLVED, that the following-named members of the Police Department, be, and they are hereby granted Awards of Valor - Silver Medal and Bronze Medal, and Meritorious Conduct Award, under the provisions of Sections 5.119 and 5.131 of the Rules and Procedures of the San Francisco Police Department, as approved by the Awards Committee on Friday, September 12, 1980:

Police Officer Edward B. Dullea.....Silver Medal of Valor

Police Officer Michael F. O'Neill.....Silver Medal of Valor

Police Officer Frank R. Petuya.....Silver Medal of Valor

Police Officer Anthony E. Rodriguez.....Silver Medal of Valor

Police Officer Michael F. Travis.....Silver Medal of Valor

Sergeant David (nmi) Baker...Bronze Medal of Valor

Police Officer Kevin F. Callanan.....Bronze Medal of Valor

Police Officer Barbara S. Campagnoli.....Bronze Medal of Valor

Police Officer John R. Chestnut.....Bronze Medal of Valor

Police Officer Michael P. Collins.....Bronze Medal of Valor

Police Officer Gary J. Constantine.....Bronze Medal of Valor

Police Officer James T. Deely.....Bronze Medal of Valor

Police Officer Joaquin (nmi) Dominguez,Jr....Bronze Medal of Valor

*Police Officer Daniel P. Gardner.....Bronze Medal of Valor

Police Officer Ernest E. Howren.....Bronze Medal of Valor

Police Officer Rene J. Mariluch.....Bronze Medal of Valor

Police Officer Timothy J. Mayer.....Bronze Medal of Valor

Police Officer Thomas M. O'Connor.....Bronze Medal of Valor

Police Officer John S. Propst.....Bronze Medal of Valor

Police Officer Charles G. Simpson.....Bronze Medal of Valor

Police Officer Robert A. Srock.....Bronze Medal of Valor

Muni Transit Officer George H. Taylor.....Bronze Medal of Valor

Police Officer Alvin V. Wong.....Bronze Medal of Valor

Inspector Inocente L. Cisneros.....Meritorious Conduct Award

Inspector Charles E. Brewster.....Meritorious Conduct Award

Inspector Laurence R. Pasero.....Meritorious Conduct Award

Inspector Paul H. Schneider...Meritorious Conduct Award

*Awarded Two Bronze Medals of Valor

AYES: Commissioners Daly, Nelder, Murphy, Sanchez

ABSENT: Commissioner Toler

RESOLUTION NO. 445-80

REWARDS GRANTED TO MEMBERS OF THE POLICE DEPARTMENT

WHEREAS, the following-named members of the Police Department have been commended for courageous service under the provisions of Sections 5.119 and 5.131 of the Rules and Procedures of the San Francisco Police Department at a meeting of the Police Commission held on Wednesday, September 17, 1980; and

WHEREAS, Chief of Police Cornelius P. Murphy has recommended to the Police Commission that the said members be rewarded under the provisions of Section 8.405(a)(4) of the Charter of the City and County of San Francisco; therefore be it

RESOLVED, that Police Officers Edward B. Dullea, Michael F. O'Neill, Frank R. Petuya, Anthony E. Rodriguez, and Michael F. Travis, be, and they are hereby awarded Silver Medals of Valor and granted a reward of $100.00 each, as provided for under said section of the Charter; and be it further

RESOLVED, that Sergeant David Baker, Police Officers Kevin F. Callanan, Barbara S. Campagnoli, John R. Chestnut, Michael P. Collins, Gary J. Constantine, James T. Deely, Joaquin Dominquez, Jr., Daniel P. Gardner (awarded two Bronze Medals), Ernest E. Howren, Rene J. Mariluch, Timothy J. Mayer, Thomas M. O'Connor, John S. Propst, Charles G. Simpson, Robert A. Srock, Alvin V. Wong, and Muni Transit

Officer George H. Taylor, be, and they are hereby awarded Bronze Medals of Valor, and granted a reward of $50.00 each, as provided for under said section of the Charter; and be it further

RESOLVED, that Inspectors Inocente L. Cisneros, Charles E. Brewster, Laurence R. Pasero, and Paul H. Schneider, be, and they are hereby awarded Meritorious Conduct Awards and granted a reward of $50.00 each, as provided for under said section of the Charter.

AYES: Commissioners Daly,Nelder, Murphy, Sanchez

ABSENT: Commissioner Toler

PUBLIC HEARING RELATIVE TO A PROPOSED GENERAL ORDER AND TRAINING BULLETIN ON FIREARMS USE POLICY. (CONTINUED FROM THE MEETING OF SEPTEMBER 3, 1980) - CONTINUED FOR ONE (1) WEEK.

A request was made by Chief Murphy to continue this matter for one (1) week.

REQUEST FOR A SUPPLEMENTAL APPROPRIATION TO COVER THE SALARY AND FRINGE BENEFITS OF A RECLASSIFIED 8176 TRIAL ATTORNEY

Deputy Chief Shannon stated to the Commission that when Mr. Robert Byrnes left he was a Senior Trial Attorney and that it was a decision of the Department that only two Trial Attorneys were needed. He said this reclassification is necessary so that this attorney can be hired at a lower classification and it would also represent a small salary savings to the Department.

RESOLUTION NO. 446-80

REQUEST FOR A SUPPLEMENTAL APPROPRIATION TO COVER THE SALARY AND FRINGE BENEFITS OF A RECLASSIFIED 8176 TRIAL ATTORNEY

RESOLVED, that the Police Commission hereby approves the request for a Supplemental

Appropriation to cover the salary and fringe benefits of a reclassified 8176 Trial Attorney.

AYES: Commissioners Daly, Nelder, Murphy, Sanchez

ABSENT: Commissioner Toler

RESOLUTION NO. 451-80

HEARING OF INSPECTOR WILLIAM C. BIGARANI, BUREAU OF INVESTIGATIONS

WHEREAS, the date for the hearing of the disciplinary charges filed against Inspector William C. Bigarani, Bureau of Investigations, was called; and

WHEREAS, it was requested by Inspector Bigarani, tha the date for the hearing before the Police Commission be continued until after the criminal charges against him have been adjudicated; therefore be it

RESOLVED, that the date for the hearing of the disciplinary charges filed against Inspector William C. Bigarani, Bureau of Investigations,is set for Wednesday, October 22, 1980 at 5:00 p.m,. in Room 551, Hall of Justice.

AYES: Commissioners Daly, Nelder, Murphy, Sanchez

ABSENT: Commissioner Toler

PRESENTATION OF MEDALS OF VALOR AWARDS AND CERTIFICATES

Commissioner Sanchez stated that Captain J. William Conroy chaired this particular meeting. He continued by saying that on behalf of the San Francisco Police Commission he wished to thank all of the officers who were nominated for for meritorious awards and particularly their families, and staff, and citizens for their understanding of the officers and their work which is a very high stress operation in law enforcement. He said

too often negative comments are heard about law enforcement, but for the record, the San Francisco Police Commission feels it has men and women in the Department who exceed excellence in the performance of their duties and always operate within the context of San Francisco in dealing with people who are in need.

He said again he wished to thank the officers and offered them his sincerest congratulations.

After receiving like appraisal from the remaining Commissioners, the awards were presented as follows:

Lieutenant Ronald L. Jackson.....Silver Star

Officer Michael W. Conway.....Silver Star

Officer Robert J. Del Torre...Silver Star

Sergeant Thomas J. Gerard.....Silver Star

Officer Kenneth E. Hartman....Silver Star

Officer Jerry Lankford.....Silver Medal

Officer Michael A. McElligott.Silver Star

Officer Mark A. Potter.....Silver Medal

Officer Karl R. Strom.....Silver Star

Officer William S. Taylor.....Silver Medal

Officer Thomas J. Vellone.....Silver Medal

Officer Stephen R. Wolf.....Silver Star

Officer William M. Carle.....Bronze Medal

Officer Nelson C. Lum.....Bronze Medal

Officer James H. Miller III...Bronze Medal

Officer Robert J. Puts.....Bronze Star

Officer Steven R. Silvers.....Bronze Medal

Officer Joe E. Williams.....Bronze Medal

The Commission then adjourned its meeting at 1756 hours.

Willie E. Frazier

SECRETARY

24 SEPTEMBER 1980 REGULAR MEETING

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, September 24, 1980 at 1700 hours in regular session.

PRESENT: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

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Commissioner Sanchez presiding.

The Commissioners having received, amended and returned copies of the minutes of the meetings of July 23, 1980, July 30, 1980 and August 6, 1980, reading of same was dispensed with and the minutes were approved.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RECOMMENDATION OF THE TRAFFIC BUREAU - APPROVED

RESOLVED, that the recommendation of the Traffic Bureau on the installation of zoning for the regulation of traffic on the public streets, be, and the same are hereby approved:

3001 LAGUNA STREET - LAGUNA ST. PLANT SHOP

a) At 3001 Laguna Street, install a 22' green zone, extending from 7' to 29' north of south property line.

627 CORTLAND - JIM'S WASHER & DRYER SERVICE

a) At 627 Cortland Avenue, install a 22' yellow zone, extending from east property line 22' west of same.

b) Remove meter 615.

431 COMMERCIAL - DEPT. OF PUBLIC WORKS

a) At 431 Commercial, revoke existing 22' STLZ, extending from 4' to 48' east of Sansome Street.

b) Meter 431 to be removed.

c) At 431 Commercial, replace with 22' yellow zone, extending from 4' to 48' east of Sansome Street.

885 BUSH STREET - RED RIDING HOOD PICNICS-DENIED

a) At 885 Bush Street, revoke existing 42' STLZ zone, extending from 18' to 60' east of Taylor Street. DENIED.

b) Remove meters BUS-841-843. DENIED.

c) Replace with 22' white zone, extending from 42' to 64' east of Taylor Street. DENIED.

404 O'FARRELL STREET - CONTINENTAL RENT-A-CAR.
DENIED

a) At 404 O'Farrell Street, install a 22' white zone, extending from 32' to 54' west of Taylor Street, DENIED.

b) Meter 406 to be removed. DENIED.

c) At 404 O'Farrell Street, revoke existing 22' STLZ yellow zone, extending from 32' to 54' west of Taylor Street. DENIED.

634 CORTLAND AVENUE - S.F.P.D. - REVOKED

a) At 634 Cortland Avenue, revoke existing 24' yellow zone, extending from 3' to 27' west of Anderson Street

840 ULLOA STREET - S.F.P.D. - REVOKED

a) At 840 Ulloa Street, revoke existing 22' white zone, extending from 18' to 40' east of west building line.

979 BRYANT STREET - S.F.P.D. - REVOKED

a) At 979 Bryant Street, revoke existing 32' green zone, extending from 12' to 44' west of east property line.

1601 HAIGHT STREET - S.F.P.D.- REVOKED

a) At 1601 Haight Street, revoke existing 22' white zone, extending 22' west of east property line.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

REVOKED

RESOLVED, that the recommendation of the Traffic Bureau on the revocation of 122 feet of green, white and yellow zones, at the parts of the City, at the locations submitted, be, and the same is hereby approved.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 447-80

JAMES H. IRISH

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of James H. Irish against the City and County of San Francisco in the sum of $35.00 as the result of a faulty tow, be, and the same is hereby approved.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 449-80

JERRY C. GRECH

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Jerry C. Grech against the City and County of San Francisco in the sum of $2,000.00 in Superior Court Action No. 731 095 as the result of a collision with a police vehicle, be, and the same is hereby approved.

Date of Accident: August 8, 1980

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 450-80

STEPHEN R.,STUTEVILLE., ET AL

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Stephen R. Stuteville against the City and County of San Francisco in the sum of $1,500.00 in Superior Court Action No. 729 594 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: May 22, 1977

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 454-80

TRAVELING EXPENSE VOUCHERS - APPROVED

RESOLVED, that the Traveling Expense Vouchers submitted by the following-named members of the Police Department for expenses incurred in attending the below-indicated program, be, and the same are hereby approved:

Lieutenant David Connell) $678.00 (Middle Manage-
Field Operations) each (ment Training

Lieutenant Donald Lucey) (Course, Long Beach,
Field Operations) (California, from
(August 17, 1980 to
(August 29,1980.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 452-80

AUTHORIZING ATTENDANCE OF LIEUTENANT RICHARD D. KLAPP, DEPARTMENT TRAINING MANAGER, AT THE SYMPOSIUM ON PROFESSIONAL ISSUES AT SACRAMENTO, CALIFORNIA, FROM OCTOBER 1, 1980 TO OCTOBER 3, 1980.

RESOLVED, that the recommendation of the Chief of Police that Lieutenant Richard D. Klapp, Department Training Manager, be detailed to attend the Symposium on Professional Issues at Sacramento, California, from October 1,1980 to October 3, 1980, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by Lieutenant Richard D. Klapp in a sum not to exceed $138.00 will be defrayed by the San Francisco Police Department's Police Officers' Training Fund.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 453-80

AUTHORIZING ATTENDANCE OF THIRTY-TWO (32) MEMBERS OF THE TACTICAL DIVISION, AT A SPECIAL WEAPONS AND TACTICS REFRESHER TRAINING COURSE, AT FORT ORD, MONTEREY, CALIFORNIA, DURING THE MONTH OF OCTOBER, 1980

RESOLVED, that the recommendation of the Chief of Police that thirty-two (32) members of the Tactical Division, be detailed to attend a Special Weapons and Tactical Refresher Training Course, at Fort Ord, Monterey, California, during the month of October, 1980; be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by the Thirty-two (32) members of the Tactical Division, in attending this course in a sum not to exceed $109.00 each, will be defrayed by the San Francisco Police Department's Police Officers' Training Fund.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

POLICE COMMISSION REPORT

Commissioner Daly stated that she wanted to bring up something that she felt was extremely serious. She said that in the 500 block of Valencia Street on Sunday evening, in the Mission District, there was a life threatening situation on the street.

She said three (3) businesses in that location called the Mission Police Station or called Communications beginning at 8:15 p.m., 8:45, 9:30, 9:45 and a book store called at 9:20 and 9:45. She said there was absolutely no response. She continued by saying that she received a call at 10:00 p.m., and she then called Lieutenant Frazier to ask him what she should do. She said the Lieutenant then called and two (2) police cars were there within a minute. She said the major business that she was concerned about is that the situation was such that the people could not leave their apartments and could not leave these businesses. She said that she was extremely concerned because the Department's response time in other areas seem to be excellent so she could not understand how this could happen.

Chief Murphy advised the Commissioner to give Lieutenant Frazier the names and numbers of those businesses so that he may follow up on it and learn what may have occurred in this situation.

He said the Department is short of telephone operators in Communications and Staff is preparing a Supplemental Appropriation now to acquire the necessary personnel in getting back to the strength the Department needs at that position.

Commissioner Sanchez then stated that he had had some similar experiences and that if it could be determined which one of the police numbers get the best response, then that could be disseminated to a number of organizations including senior citizens, youth groups, and etcetera, so this way they would know what the best number is to call pertaining to an emergency situation.

Chief Murphy stated that Lieutenant Jordan in the Crime Prevention Unit does this all the time and that there isn't a meeting that they go to where they don't disseminate this information through pamphlets they pass out to all in attendance.

CHIEF'S REPORT TO THE POLICE COMMISSION

Chief Murphy stated that he wanted to comment on an article that appeared in the Sunday Progress the 21st of this month, Jack Rosenbaum's Column. He said he would read it to the Commission which is as follows: "File this in the 'you think you have heard everything' category, as reported by policeman Al Casciato. The victim of an attempted murder identified the two suspects, both ex-cons, and warrants were issued for their arrest. Officer Jerry Schmidt of Potrero Station, came to the Hall of Justice and picked up the mug shots. He had gone only 20 feet down the hall when he recognized one of the suspects walking with a little old lady. The suspect was arrested and the little old lady explained that the young man was a City Senior Citizens Escort employee escorting her to the robbery detail to file a report. When shown a picture of suspect number 2, she explained, 'Oh he is also in our escort program.'"

The Chief then stated that nothing could be further from the truth. He said the person who was escorting the little old lady was a friend of a friend. He said this person was not then, or has he ever been, an employee, or associated with the Department's Senior Escort Program. He said he asked Lieutenant Jordan to come to the Commission tonight to explain how the background investigation for these persons is conducted.

Lieutenant Jordan then gave the Commission an overview of the background investigation conducted on those individuals hired as Senior Citizen Escorts. He said they look at them first from the local end, to the State, and then to the FBI. He said they then have them sign waivers and if any kind of a record shows up, even a month or two down the line, they are automatically terminated from the program even though they have actually started work. He said that they have contacted both parties responsible for this story, Al Casciato from the San Francisco Policeman and Mr. Jack Rosenbaum and both are apologetic and will have retractions of the story printed in the papers.

PUBLIC HEARING RELATIVE TO A PROPOSED GENERAL ORDER AND TRAINING BULLETIN ON FIREARMS USE POLICY - (CONTINUED FROM THE MEETING OF SEPTEMBER 17, 1980) - CONTINUED FOR ONE (1) WEEK.

Chief Murphy requested a continuance of one (1) week on this item. He said Mr. Amitai Schwartz had expressed an interest in it and wants to appear before the Commission in that regard, however he cannot be present at tonight's meeting.

The matter was then coninued for one (1) week.

PUBLIC HEARING RELATIVE TO THE PROPOSED GENERAL ORDER ON DOMESTIC VIOLENCE

Deputy Chief Shannon stated that when this item came before the Commission two weeks ago he spoke about the fact that the Police Department, himself, and some of his aides held several meetings from the beginning of the year to the present, to formulate and negotiate this proposed General Order. He said it has been sent out for Meet and Confer and that there has been no complaints about it, and at this time he was requesting that it be accepted and adopted by the Commission.

It was then unanimously approved.

RESOLUTION NO. 448-80

GENERAL ORDER ON DOMESTIC VIOLENCE

RESOLVED, that the Police Commission hereby adopts the proposed General Order regarding Domestic Violence.

(Copy on file in the Office of the Police Commission)

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

PUBLIC HEARING ON THE ISSUANCE OF AN AUCTIONEER PERMIT, 1050 REVERE AVENUE, SAN FRANCISCO, CALIFORNIA

Officer Michael Mahoney from Potrero Police Station,

representing Captain George Rosko, in answer to Commissioner Murphy's question about the location of 1050 Revere Avenue, stated that it was near Revere and Quesada Street. He said it is zoned M-1, light industrial, and on September 15th he wrote a recommendation for disapproval on the grounds that the members of the Shafter Avenue Improvement Association, who are present tonight, have objected to the issuance of this permit.

He said this recommendation was changed to one of approval for issuance of a temporary permit valid only for the time needed to get rid of the present inventory of stored vehicles.

Speaker for the issuance of this permit was:

Mr. Raymond Titus

Speakers against were:

Mr. Harold Maddison, President of Shafter Avenue Improvement Association.

Mr. John Welbourne, representing the Baptist Pastors Council of San Francisco.

Mr.Johnny Blessen, Auto Dismantlers, Big J's Auto Wreckers and Vice President of the Bayview Towing Association.

Sergeant Newlin of the Traffic Survey Department, stated that currently Marc's Auto receives all its stock of vehicles from police ordered tows and once confirming that they are not properly permitted they will no longer receive vehicles from the Department's Tow Schedule, which is 100% of their operation. He said then Marc's would have no option to continue the business because the Department supplies all of his cars.

He said he felt that by issuing this temporary permit it would help expedite and clean up the area if they were allowed to auction off all of their inventory.

After further discussion, Chief Murphy stated that if the area is not zoned correctly and this type of operation does not belong in there, then the man should be told to cease and desist, and if he operates the next day then the Department could issue a citation, and if he continues to operate then he can be booked. He said his recommendation to the Commission would be to deny the permit and if there is a violation then the Department should proceed as he stated earlier.

Commissioner Nelder then made a motion to deny the requested permit and it was seconded by Commissioner Toler. It was then unanimously voted for denial.

RESOLUTION NO. 455-80

PUBLIC HEARING ON THE ISSUANCE OF AN AUCTIONEER PERMIT

WHEREAS, the Police Commission on September 24, 1980, heard the application of Raymond H. Titus for the issuance of an Auctioneer Permit at 1050 Revere Avenue, in the City and County of San Francisco; and

WHEREAS, applicant did appear in person in support of his application; and

WHEREAS, oral testimony from residents in the area and written recommendations of disapproval were submitted from Potrero Police Station; therefore be it

RESOLVED, that the Police Commission in accordance with the provisions of Sections 1250 and 1253 of the San Francisco Municipal Code (Police Code) does hereby deny to Raymond H. Titus an Auctioneer's Permit at 1050 Revere Avenue in the City and County of San Francisco.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

REQUEST OF THE CHIEF OF POLICE FOR PERMISSION TO ACCEPT ON BEHALF OF THE POLICE DEPARTMENT THE GIFT OF A HORSE FOR THE MOUNTED UNIT FROM MRS. JOANNE HANKINS.

Sergeant Owen Kenny of the Mounted Police, appeared on behalf of this item stating that he was here to answer any comments on this item. He said this horse was donated to the Department by a lady who is a school teacher in Sonora, California. He said she contacted the Mounted Unit, via letter, stating that the horse is 4 years old, in excellent condition and would be an asset to the unit.

The Sergeant said the horse is a 4 year old thoroughbred and it was originally bred for racing. He said if it had gone on to its intended destiny it would have been worth many, many times the value that he placed upon it. The only request she made in giving

the horse is,if the Department accepts him that when he is retired she would like to have him back at her ranch for his retirement.

Commissioner Murphy then made a motion to accept this horse with gratitude.

It was seconded by Commissioner Nelder and unanimously approved.

A part of the motion was also to see that the horse is returned to Mrs. Hankins after the horse has been retired.

RESOLUTION NO. 460-80

AUTHORIZING ACCEPTANCE OF THE SAN FRANCISCO POLICE DEPARTMENT OF A HORSE FOR USE OF THE MOUNTED UNIT FROM MRS. JOANNE HANKINS OF SONORA, CALIFORNIA.

WHEREAS, Mrs. Joanne Hankins of Sonora, California, has expressed a desire to donate a horse to the San Francisco Police Department Mounted Unit; and

WHEREAS, this civic minded gesture will provide needed assistance in the protection of life and property in the City of San Francisco; and

WHEREAS, Section 10.116 of the San Francisco Administrative Code allows for the acceptance of gifts by the department head of only those gifts to the City and County of San Francisco of a value of One Thousand ($1,000.00) Dollars or less; and

WHEREAS, the generous gift from Mrs. Hankins will be of a value of approximately Nine Hundred and Fifty ($950.00) Dollars; therefore be it

RESOLVED, this resolution hereby allows the Chief of Police to accept the donation of Mrs. Hankins, a horse with the value of approximately Nine Hundred and Fifty ($950.00) Dollars for use by the San Francisco Police Department Mounted Unit.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

SETTING OF DATE FOR THE HEARING OF POLICE OFFICER KATHERINE ANDERSON, INGLESIDE POLICE STATION

Mr. Everett Hewlett, Attorney for Officer Anderson, stated that he had two requests. He said the next date that is set be the date set for the hearing and the reason he said is two fold. He said first of all there is a considerable amount of discovery to be had and he needs approximately three (3) weeks to review that discovery, secondly he said he would like to have the opportunity to make certain motions to the Commission about this hearing.

He said it is his feeling that this matter is not properly before the Commission and he would like to raise those issues to the Commission before a date is set for a hearing.

Commissioner Nelder then moved to set it in concurrence with the attorney's request.

RESOLUTION NO. 462-80

SETTING OF THE DATE FOR THE HEARING OF POLICE OFFICER KATHERINE ANDERSON, INGLESIDE POLICE STATION

WHEREAS, the setting of the date for the hearing of disciplinary charges filed against Police Officer Katherine Anderson, Ingleside Police Station, was called; and

WHEREAS, it was requested by Mr. Everett Hewlett, Attorney for Officer Anderson, that the date for the setting of the hearing before the Police Commission be continued until October 15, 1980; therefore be it

RESOLVED, that the date for the setting of the hearing of the disicplinary charges filed against Police Officer Katherine Anderson, is set for Wednesday, October 15, 1980 at 5:00 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

AMENDING THE SAN FRANCISCO ADMMINISTRATIVE CODE BY ADDING SECTION 10.148 OF ARTICLE XV, CHAPTER 10 THEREOF, ESTABLISHING A POLICE DEPARTMENT REVOLVING FUND IN THE AMOUNT OF $5,000.00

Deputy Chief Shannon stated to the Commission that at the present time the Department does not have a revolving fund.

He said what, in effect, this does is give them a fund to start out with and to make immediate purchases and re-imburse the money from other funds.

He said, for an example, in some of the necessary equipment for training, the money isn't always readily available. He said the department would utilize the revolving fund for that purpose and then reimburse it after the regular monies became available.

Commissioner Nelder stated that he would move approval and it was seconded by Commissioner Toler.

It was then unanimously approved.

RESOLUTION NO. 461-80

AMENDING THE SAN FRANCISCO ADMINISTRATIVE CODE BY ADDING SECTION 10.148 OF ARTICLE XV, CHAPTER 10 THEREOF, ESTABLISHING A POLICE DEPARTMENT REVOLVING FUND IN THE AMOUNT OF $5,000.00

WHEREAS, the 1980-81 Budget for the San Francisco Police Department reflects an appropriation for the establishment of a Police Department Revolving Fund; and

WHEREAS, in order for this to become part of the funds available to the Police Department as a Revolving Fund, an amendment to the San Francisco Administrative Code is required; and

WHEREAS, a draft ordinance has been prepared and reviewed by the Police Commission; and

WHEREAS, it is necessary for action to be taken by the Board of Supervisors to amend the San Francisco Administrative Code; therefore be it

RESOLVED, that the Police Commission hereby forwards the attached proposed ordinance to the City Attorney for approval as to form and once this is accomplished hereby requests the City Attorney to transmit the ordinance to the Board of Supervisors for their adoption.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

HEARING OF PATROL SPECIAL OFFICER GEORGE BOSQUE

The hearing of Patrol Special Officer George Bosque was called, it having been set for this date. Patrol Special Officer George Bosque was charged with violating the Rules and Procedures for Patrol Special Officers, as follows:

SPECIFICATION NO. 1

Failure to Prevent Crime and Enforce All Criminal Laws. (Violation of Section 3.405 of the Rules and Procedures for Patrol Special Officers.)

SPECIFICATION NO. 2

Conduct Unbecoming an Officer, Reflecting Discredit on the San Francisco Police Department. (Violation of Section 2.13 of the Rules and Procedures for Patrol Special Officers.)

SPECIFICATION NO. 3

Failure to Observe the Terms of Contractual Relationship with Clients. (Violation of Section 3.407 of the Rules and Procedures for Patrol Special Officers.)

in a properly verified complaint by Cornelius P. Murphy, Chief of Police of the San Francisco Police Department.

Patrol Special Officer George Bosque, did not appear in person and was not represented by counsel.

Mr. Lawrence Wilson, Attorney at Law, appeared as the Prosecutor for the Police Department.

The following-named witness appeared for the Prosecution, was duly sworn and testified:

Sergeant Robert A. Morse
Deputy Sheriff, San Mateo

The following Exhibit was entered into Evidence by the Prosecution:

Exhibit No. 1 - Photograph of Patrol Special Officer George Bosque as identified by victim of car he commandeered.

The Commission then took the matter under submission, after which the following resolution was adopted:

RESOLUTION NO. 463-80

DECISION - HEARING OF PATROL SPECIAL OFFICER GEORGE BOSQUE

WHEREAS, on August 22, 1980, Cornelius P. Murphy, Chief of Police, made and served charges against Patrol Special Officer George Bosque, as follows:

SPECIFICATION NO. 1

a) George Bosque, by appointment by the Honorable Police Commission of the City and County of San Francisco, was a member of the San Francisco Police Department, designated a Patrol Special Officer, and subject to the Rules and Procedures for Patrol Special Officers promulgated by the Police Commission;

b) On Friday, August 15, 1980, George Bosque, while engaged in secondary employment with the Brinks Armored Car Company, did willfully and knowingly appropriate to his own use approximately $1.8 million in cash to which he had no lawful right of ownership or possession;

c) On Friday, August 15, 1980, George Bosque removed the Brinks armored vehicle which was entrusted to his care and which contained the afore-mentioned money from the San Francisco Airport to the location of the Airport Hilton Hotel where he, while armed with a pistol and without the permission of the driver, commandeered a vehicle driven by a female and thence fled in the vehicle belonging to another, temporarily depriving the rightful owner of the possession of the vehicle;

d) The conduct specified in paragraph (b) violated Penal Code Section 487, Grand Theft; and the conduct specified in paragraph (e) violated Vehicle Code Section 10851, Theft of a Vehicle, and constituted a failure to preserve the peace, prevent crime, and enforce all criminal ordinances as required by Section 3.405 of the Rules and Procedures for Patrol Special Officer which states:

"3.405 Shall at all times preserve the peace, prevent crime, detect and arrest offenders and enforce all criminal laws and penal ordinances."

SPECIFICATION NO. 2

a) Each and every allegation of paragraphs (a), (b) and (c) of Specification No. 1 is incorporated herein by reference as if each were fully set forth;

b) That the conduct set forth in paragrpahs (b) and (c) of Specification No. 1 constituted unofficerlike conduct and reflected discredit upon the San Francisco Police Department in violation of Section 2.13 of the Rules and Procedures for Patrol Special Officer, which states;

"2.13 Any breach of the peace, neglect of duty, misconduct or any conduct on the part of any member either within or without the state which tends to subvert the good order, efficiency or discipline of the department or which reflects discredit upon the department or any member thereof or that is prejudicial to the efficiency and discipline of the department; though such offenses are not specifically defined or laid down in these

Rules and Procedures shall be considered unofficerlike conduct triable and punishable by the Board."

SPECIFICATION NO. 3

a) Each and every allegation of paragraphs (a), (b) and (c) of Specification No. 1 is incorporated herein by reference as if each were fully set forth;

b) On Friday, August 15, 1980, Patrol Special Officer George Bosque failed to report to his commanding officer at Taraval Station and has not subsequently to that date either reported to or contacted his commanding officer;

c) At no time did Patrol Special Bosque make arrangements either with the Police Department or with his clients to have the contractural services permanently performed by another person;

d) This conduct, in abandoning the management of his beat, was in violation of Section 3.407 of the Rules and Procedures for Patrol Special Officers, which states:

"3.407 Shall observe the terms of his contractural relationship with the person who subscribes to his services. He shall assume an obligation to enforce the law, preserve the peace, and protect life and property in all cases involving the direct and immediate interest of the person or persons who solicit his services for a consideration."

and

WHEREAS, a hearing on said charges was had before the Police Commission pursuant to Section 8.343 of the Charter of the City and County of San Francisco on Wednesday, September 24, 1980, and that on Wednesday, September 24, 1980, the matter was submitted to the Police Commission for decision; and

WHEREAS, the Police Commission finds that the said charges made and filed against Patrol Special Officer George Bosque as contained in Specification No. 1, violation of Section 3.405, Specification No. 2, Section 2.13, Specification No. 3, Section 3.407 are sustained by the evidence presented at the hearing, and that Patrol Special Officer George Bosque has violated the Rules and Procedures for Patrol Special Officers; therefore be it

RESOLVED, that it is the order of the Police Commission that Patrol Special Officer George Bosque has violated Specifcation No. 1, Section 3.405, Specification No. 2, Section 2.13, Specification No. 3, Section 3.407 of the Rules and Procedures for Patrol Special Officers and for said violations he shall be dismissed from the San Francisco Police Department; and be it further

RESOLVED, that said dismissal, effective September 24, 1980, at 1910 hours, be, and the same is hereby affirmed and approved.

(The entire proceedings were recorded on cassette tape)

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 456-80

PATROL SPECIAL OFFICER GEORGE BOSQUE - REVOKED

RESOLVED, that the appointment of Patrol Special Officer George Bosque, Beat No. 66, Taraval Police District, be, and the same is hereby revoked, he having abandoned his beat in direct violation of Sections 3.405, 2.13 and 3.407 of the Rules and Procedures for Patrol Special Officers.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 457-80

PATROL SPECIAL OFFICER LUCIAN M. VANCE III - APPROVED

RESOLVED, that Patrol Special Officer Lucian

M. Vance III, be, and he is hereby re-appointed a Patrol Special Officer for Beat No. 66, Taraval Police District; said appointment effective September 24, 1980, he having had Beat No. 66 reverted back to his ownership as Patrol Special Officer George M. Bosque failed to comply with the terms of the sale coupled with violations of Sections 3.405, 2.13 and 3.407 of the Rules and Procedures for Patrol Special Officers.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 458-80

PATROL SPECIAL OFFICER LUCIAN M. VANCE III-REVOKED

RESOLVED, that the appointment of Patrol Special Officer Lucian M. Vance, III, Beat No. 66, Taraval Police District, be, and the same is hereby revoked effective September 24, 1980, he having sold his beat to Patrol Special Officer Jacqulyn Hamilton.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 459-80

PATROL SPECIAL OFFICER JACQULYN HAMILTON- APPROVED

RESOLVED, that Patrol Special Officer Jacqulyn Hamilton is hereby appointed a Patrol Special Officer for Beat No. 66, Taraval Police District; said appointment effective September 24, 1980, Officer Hamilton having purchased Beat No. 66 from Patrol Special Officer Lucian M. Vance III.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

The Commission then adjourned its meeting at 1910 hours.

SECRETARY

1 OCTOBER 1980 REGULAR MEETING

The Police Commission of the City and County of San Francisco, met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, October 1, 1980 at 1700 hours in regular session.

PRESENT: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

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Commissioner Sanchez presiding.

RECOMMENDATION OF THE TRAFFIC BUREAU - APPROVED

RESOLVED, that the recommendation of the Traffic Bureau on the installation of zoning for the regulation of traffic on the public streets, be, and the same are hereby approved:

2512 CLEMENT STREET - GIFT FROM THE FIELD

a) At 2512 Clement Street, install a 20' green zone, extending from 25' to 45' east of west property line of 2512 Clement Street.

4401-18th STREET - LINEN CLOSET

a) At 4401-18th Street, install a 22' green zone, extending from 6' to 28' west of east property line.

151 CLEMENT STREET - GIORGIO'S PIZZERIA

a) At 151 Clement Street, install a 12' red zone, extending from 14' to 26' east of west property line.

b) Meter #139 to be removed.

195 PALM STREET - CONSUMERS DISTRIBUTING CO. LTD.

a) At 195 Palm Street, install a 63' STLZ yellow zone, extending from 5' north to 58' south of north building line 7 A.M. to 1 P.M.

b) Meter to be added and sign put on meter #193.

391 BROADWAY - LLOYD'S OF SAN FRANCISCO

a) At 391 Broadway, install a 33' white zone, extending from east building line 33' west of same

b) Meter 391 to be removed.

3000 STEINER STREET - WILLIAMS - SONOMA

a) At 3000 Steiner Street, install a 22' yellow zone, extending 22' south of north building line.

b) At 3000 Steiner Street, revoke existing 18' green zone, extending 18' south of north building line.

838 SANSOME STREET - 838 SANSOME BUILDING

a) At 838 Sansome Street, revoke existing 52' yellow zone, extending 32' south of north building line 20' south of south building line.

b) At 838 Sansome Street, replace with 52' white zone, extending from north building line 52' south of same.

847 SANSOME STREET - S.F.P.D. - REVOKED

a) At 847 Sansome Street, revoke existing 24' yellow zone, extending 24' north of south building line.

100 EUREKA - S.F.P.D. - REVOKED

a) At 100 Eureka, revoke existing 36' yellow zone, extending from 15' to 51' south of 18th Street.

810 SANSOME STREET - S.F.P.D. - REVOKED

a) At 810 Sansome Street, revoke existing 39' yellow zone, extending from 36' to 75' north of Pacific.

2284 UNION STREET - WILLIAMS-SONOMA - REVOKED

a) At 2284 Union Street, revoke existing 20' yellow zone, extending from 25' to 45' east of Steiner Street.

b) Replace with meters.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

REVOKED

RESOLVED, that the recommendation of the Traffic Bureau on the revocation of 189 feet of green and yellow zones, at the parts of the City, at the locations submitted, be, and the same are hereby approved.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 464-80

JEAN M. HOLT

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Jean M. Holt against the City and County of San Francisco in the sum of $35.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: August 11, 1980

AYES: Commissioners Daly, Nelder,Toler, Murphy, Sanchez

RESOLUTION NO. 465-80

MARCS AUTO DISMANTLERS

RESOLVED, that the recommendation of

the City Attorney for settlement of the claim of Marcs Auto Dismantlers against the City and County of San Francisco in the sum of $35.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: August 14, 1980

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 466-80

SUZANNE KLOTZ

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Suzanne Klotz against the City and County of San Francisco in the sum of $35.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: August 17,1980

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTIION NO. 467-80

DUNCAN B. NEFF

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Duncan B. Neff against the City and County of San Francisco in the sum of $35.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: August 17, 1980

AYES: Commissioners Daly,Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 468-80

SUSAN ALBERTSEN

RESOLVED, that the recommendation of the City Attorney for settlement of the claim

of Susan Albertsen against the City and County of San Francisco in the sum of $35.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 2, 1980

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 469-80

SHARON ESKER

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Sharon Esker against the City and County of San Francisco in the sum of $35.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: August 14,1980

AYES: Commissioners Daly,Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 470-80

PHILLIP K. CHIN

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Phillip K. Chin against the City and County of San Francisco in the sum of $35.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: August 25,1980

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 471-80

LAURA A. BATCH

RESOLVED, that the recommendation of the City Attorney for settlement of the claim

of Laura A. Batch against the City and County of San Francisco in the sum of $70.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: August 17, 1980

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 472-80

DOROTHY GULICK

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Dorothy Gulick against the City and County of San Francisco in the sum of $35.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: May 21, 1980

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 473-80

ALLSTATE INSURANCE CO. & EDWIN ROTH

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of the Allstate Insurance Company and Edwin Roth against the City and County of San Francisco in the sum of $392.09 as the result of a collision with a police vehicle, be, and the same is hereby approved.

Date of Accident: June 28, 1980

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 474-80

CALIFORNIA STATE AUTOMOBILE ASSOCIATION AND WILLIAM CHOW AND SHEILA MARTIN

RESOLVED, that the recommendation of

the City Attorney for settlement of the claim of the California State Automobile Association and William Chow and Sheila Martin against the City and County of San Francisco in the sum of $130.65 as the result of a collision with a police vehicle, be, and the same is hereby approved.

Date of Accident: July 8, 1980

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 475-80

CALIFORNIA STATE AUTOMOBILE ASSOCIATION AND GATON LEO

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of the California State Automobile Association and Gaton Leo against the City and County of San Francisco in the sum of $948.78 as the result of a collision with a police vehicle, be, and the same is hereby approved.

Date of Accident: August 8, 1980

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 476-80

CAL-FARM INSURANCE COMPANY AND ROBERT AND NANCY COVEY

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of the Cal-Farm Insurance Company and Robert and Nancy Covey against the City and County of San Francisco in the sum of $660.38 as the result of a collision with a police vehicle, be, and the same is hereby approved.

Date of Accident: July 24, 1980

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 477-80

STATE FARM INSURANCE COMPANY AND MARC ARSENAULT

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of the State Farm Insurance Company and Marc Arsenault against the City and County of San Francisco in the sum of $986.49 as the result of a collision with a police vehicle, be, and the same is hereby approved.

Date of Accident: June 30, 1980

AYES: Commissioners Daly,Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 478-80

RICHARD HIGH

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Richard High against the City and County of San Francisco in the sum of $17.63 as the result of a collision with a police vehicle, be, and the same is hereby approved.

Date of Accident: August 17, 1980

AYES: Commissioners Daly, Nelder,Toler, Murphy, Sanchez

RESOLUTION NO. 479-80

KENNETH AHRENS AND HIS ATTORNEY

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Kenneth Ahrens and his attorney against the City and County of San Francisco in the sum of $500.00 in Superior Court Action No. 723 333 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: November 19, 1970

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 480-80

AUTHORIZING ATTENDANCE OF LIEUTENANTS GERALD MAHONEY, SUPPORT SERVICES BUREAU-RECORDS, FRANK RAFFERTY, INGLESIDE POLICE STATION, AND JAMES H. STURKEN, NORTHERN POLICE STATION, AT A MIDDLE MANAGEMENT TRAINING COURSE, AT KELSEYVILLE, CALIFORNIA, FROM OCTOBER 27, 1980 TO NOVEMBER 7, 1980.

RESOLVED, that the recommendation of the Chief of Police that Lieutenants Gerald Mahoney, Frank Rafferty and James Sturken, be detailed to attend a Middle Management Training Course, at Kelseyville, California, from October 27, 1980 to November 7, 1980, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by Lieutenants Mahoney, Rafferty and Sturken in a sum not to exceed $545.00 each, will be defrayed by the San Francisco Police Department's Police Officers' Training Fund.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 481-80

TRAVELING EXPENSE VOUCHERS - APPROVED

RESOLVED, that the Traveling Expense Vouchers submitted by the following-named members of the Police Department for expenses incurred in attending the below-indicated program, be, and the same is hereby approved:

Sergeant James Bailey Police Officer James Bloesch Police Officer Donald Hensic Police Officer Reno Rapagnani Police Officer Wayne Smith	$247.00 each	(Special Weapons and Tactics Training Course, Santa Rosa, California, from August 24,1980 to August 29,1980.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

POLICE COMMISSION REPORT

Commissioner Murphy stated that she had the opportunity to respond to 1050 Revere Avenue and inspect Marc's Auto Dismantler Yard, an item on the Commission Calendar a short while ago. She said it appeared to be the most unkempt and disgraceful place she had ever seen. She said that it was close to some very nice, clean and well kept homes. She continued by saying it is a disgrace to the city to allow this type of operation to exist in this condition in this location.

Chief Murphy stated that he agreed with her and said that is why he took such a strong stand at the last meeting.

He said this Monday morning he swore in 10 additional Environmental Control Officers and asked from CETA an additional 10 and on top of that, the Department is authorizing 35 Parking Control Officers to issue citations for littering throughout the City.

He said Captain Rosko, the Captain at the Potrero Station, is on top of the situation and is now instituting measures to alleviate the problem.

Commissioner Sanchez stated that he felt the Department should,and it would be good Public Relations, to give advance notice by saying that three days hence the Department will take measures to clean up all abandoned autos in a given location and that the laws will be enforced whether it be in Pacific Heights, St. Francis Woods, the Mission District, South Park or Bayview-Hunterspoint. He said he feels that the Department would receive plenty of cooperation from those persons who are living in those areas, if, in fact, there has been advanced notice and good Public Relations about trying to make sure that all things are open and accessible.

Other matters discussed were concerns about violence against gays, also the project to raise funds for a Department Fingerprint Computer was mentioned.

CHIEF'S REPORT TO THE POLICE COMMISSION

Chief Murphy stated that his report would be on two items, one of which there was a series of 6

sniping incidents at Muni busses occurring on the freeway. He said in that regard the city has put up a $5,000 reward, the Chamber of Commerce's Secret Witness Program has also put up $2,000 and Mr. Richard Sklar of the PUC has put up $500 dollars of his own for the capture of this suspect.

He said the other matter he wanted to report on was the Department's traffic grant, a 2 million dollar grant for vehicle accident reduction through enforcement and education. He said that it is due to commence October 7th, however there has been some problems with obtaining the equipment but he said there will be a significant number of officers and motorcycles in place on October 7th to get that program started. Then 30 days after that all of the equipment should be available.

PUBLIC HEARING RELATIVE TO A PROPOSED GENERAL ORDER AND TRAINING BULLETIN ON FIREARMS USE POLICY. (CONTINUED FROM THE MEETING OF SEPTEMBER 24, 1980)

Deputy Chief Shannon stated that this item is basically the same policy the Department has had since 1971. He said the primary reasons for changing it is that there has been changes in personnel in the review board, positions mentioned in the original order that no longer exist.

He then went through the Order pointing out the various changes.

Commissioner Sanchez called upon others in the audience who were interested in this order to come forth and give their input.

Inspector Rodney Williams, President of the Officers for Justice.

Mr. Amitai Schwartz, of the ACLU of Northern California.

Mr. Robert Barry, President of the San Francisco Police Officers' Association.

All gave important recommendations which were considered for amending the order.

After listening to the above speakers, Commissioner Sanchez asked the Chief if the Commission should vote on it now or should it be once again given to the other bodies (OFJ, SFPOA, SIA) for review.

Chief Murphy stated that the Commission could vote on it now, noting that all of the major parties in interest were present.

Commissioner Murphy then moved that the Commission accept the policy as amended during the Public Hearing on the issue this evening as a Firearms Policy for the San Francisco Police Department.

Commissioner Toler seconded it and it was unanimously approved.

RESOLUTION NO. 491-80

GENERAL ORDER ON FIREARMS USE POLICY - APPROVED

RESOLVED, that the Police Commission hereby approves Department General Order No. F-1, Firearms Use Policy and Training Bulletin No. 80-1, Firearms Use.

(Copy on file in the Office of the Police Commission)

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 482-80

REQUEST FOR A SUPPLEMENTAL APPROPRIATION TO RECLASSIFY EIGHTEEN Q-2 POLICE OFFICERS AND TWO Q-50 SERGEANT POSITIONS.

RESOLVED, that the Police Commission hereby approves the request for a supplemental appropriation to fund the reclassification of eighteen Q2 Police Officer positions to eighteen Q2 Motorcycle Officers and two Q50 Sergeant positions to two Q50 Motorcycle Sergeants.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 483-80

REQUEST FOR A SUPPLEMENTAL APPROPRIATION TO FUND AN INCREASE IN THE RATE CHARGED FOR DEPARTMENT SCAVENGER SERVICE.

RESOLVED, that the Police Commission

hereby approves the request for a supplemental appropriation to provide funds to cover a rate increase in Scavenger Services.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

REQUEST OF POLICE OFFICER JUDITH HARDIMAN, TARAVAL POLICE STATION, FOR PERMISSION TO ACCEPT AN AWARD FROM SCANNING TODAY MAGAZINE IN THE SUM OF $100.00

Chief Murphy stated that there was no one here to speak to this item tonight. He said, however, Scanning Magazine is a reputable magazine who does articles on public employees and sometimes on corporations. He said he hasn't seen the article on Officer Hardiman but he has been told it is very informative and that it reflected well on the Department.

Commissioner Murphy then moved for approval and it was seconded by Commissioner Daly.

It was then unanimously approved.

PERMISSION TO ACCEPT A REWARD - APPROVED

The request of Police Officer Judith Hardiman, Taraval Police Station, for permission to accept an award of $100.00 from Scanning Today Magazine for outstanding police work and for which she has received two medals, be, and the same is hereby approved.

AYES: Commissioners Daly,Nelder, Toler, Murphy, Sanchez

HEARING REGARDING GRIEVANCE NO. 17-80, FILED BY POLICE OFFICER ROBERT BELOUS, ET AL., OF THE SAN FRANCISCO POLICE OFFICERS' ASSOCIATION. - CONTINUED FOR ONE (1) WEEK.

Officer Schmidt of Potrero Police Station, stated that on behalf of Officer Belous he was asking for a continuance in that the Officer was un-prepared to present his case before the Commission tonight.

He then requested that the item be put over for one (1) week.

Commissioner Nelder so moved and Commissioner Daly seconded.

STATUS REPORT IN THE MATTER OF POLICE OFFICER ROBERT MULRY, SUPPORT SERVICES BUREAU, PROPERTY CONTROL DIVISION

Chief Murphy stated that he thought that Mr. Bley's request to continue the matter to the 22nd of October was in order but the status of it is what is now confusing because he didn't think that even Mr. Bley is aware of what the status is now. He said he would request that Lieutenant Frazier research the minutes of the last meeting and find out exactly what was proposed. He said he knew that the officer was given an extension of time and during that time he was to stay on his weight requirements, but, beyond that, he said he did not know where we are with it, so we have to find out what the status was before we gave the last extension.

The Commission then continued the matter to the 22nd of October.

RESOLUTION NO. 484-80

STATUS REPORT IN THE MATTER OF POLICE OFFICER ROBERT MULRY, SUPPORT SERVICES BUREAU-PROPERTY CONTROL DIVISION

WHEREAS, the hearing of Police Officer Robert Mulry, Support Services Bureau-Property Control Division, was called; and

WHEREAS, a communication was presented to the Police Commission from Mr. Stephen Bruce Bley, attorney for Officer Mulry, requesting to re-schedule Officer Mulry's hearing from October 1, 1980 to October 22, 1980, inasmuch as he would be out of the country on October 1, 1980; therefore be it

RESOLVED, that a status report in the matter of Police Officer Robert Mulry, Support Services Bureau-Property Control Division, is hereby set for Wednesday, October 22, 1980 at 5:00 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 485-80

HEARING OF POLICE OFFICER JOSEPH F. ENGLER, MISSION POLICE STATION

WHEREAS, the date for the hearing of the disciplinary charges filed against Police Officer Joseph F. Engler, Mission Police Station, was called; and

WHEREAS, it was requested by Mr. George J. Engler, attorney for Police Officer Joseph F. Engler, that the date for the hearing before the Police Commission be continued until after the criminal matter against him, Officer Engler, has been adjudicated; therefore be it

RESOLVED, that the date for the hearing of the disciplinary charges filed against Police Officer Joseph F. Engler, Mission Police Station, is set for Wednesday, November 5, 1980 at 5:00 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

The Commission then adjourned its meeting at 1835 hours.

SECRETARY

8 OCTOBER 1980 REGULAR MEETING

Minutes

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice,850 Bryant Street, on Wednesday, October 8, 1980 at 1700 hours, in regular session.

PRESENT: Commissioners Nelder, Toler, Murphy, Sanchez

ABSENT: Commissioner Daly

Commissioner Sanchez presiding.

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RESOLUTION NO. 492-80

A.B.C. TOWING & STORAGE COMPANY

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of the A.B.C. Towing & Storage Company against the City and County of San Francisco in the sum of $35.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: August 4, 1980

AYES: Commissioners Nelder, Toler, Murphy, Sanchez

ABSENT: Commissioner Daly

RESOLUTION NO. 493-80

A.B.C. TOWING & STORAGE COMPANY

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of the A.B.C. Towing & Storage Company against the City and County of San Francisco in the sum $35.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 5, 1980

AYES: Commissioners Nelder, Toler, Murphy, Sanchez

ABSENT: Commissioner Daly

RESOLUTION NO. 494-80

COURTESY TOW SERVICE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of the Courtesy Tow Service against the City and County of San Francisco in the sum of $55.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 1, 1980

AYES: Commissioners Nelder, Toler, Murphy, Sanchez

ABSENT: Commissioner Daly

RESOLUTION NO. 495-80

ELKHORN TOWING & SERVICE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of the Elkhorn Towing and Service Company against the City and County of San Francisco in the sum of $135.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: May 12, 1980

AYES: Commissioners Nelder, Toler, Murphy, Sanchez

ABSENT: Commissioner Daly

RESOLUTION NO. 496-80

SHEILA GANZ

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Sheila Ganz against the City and County of San Francisco in the sum of $40.00 as the result

of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 13, 1980

AYES: Commissioners Nelder, Toler, Murphy, Sanchez

ABSENT: Commissioner Daly

RESOLUTION NO. 497-80

SALLY A. HERSHEY

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Sally A. Hershey against the City and County of San Francisco in the sum of $80.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: August 17, 1980

AYES: Commissioners Nelder, Toler, Murphy, Sanchez

ABSENT: Commissioner Daly

RESOLUTION NO. 498-80

EILEEN D. PROTZ

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Eileen D. Protz against the City and County of San Francisco in the sum of $35.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 2, 1980

AYES: Commissioners Nelder, Toler, Murphy, Sanchez

ABSENT: Commissioner Daly

RESOLUTION NO. 499-80

ROBERT S. LAMB

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Robert S. Lamb against the City and County of San Francisco in the sum of $35.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 13, 1980

AYES: Commissioners Nelder, Toler, Murphy, Sanchez

ABSENT: Commissioner Daly

RESOLUTION NO. 500-80

SUE WEGENER

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Sue Wegener against the City and County of San Francisco in the sum of $35.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 4, 1980

AYES: Commissioners Nelder, Toler, Murphy, Sanchez

ABSENT: Commissioner Daly

RESOLUTION NO. 501-80

ROBERT C. WHITE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Robert C. White against the City and County of San Francisco in the sum of $45.00 as the result of a faulty tow, be, and the same is

hereby approved.

Date of Incident: September 12, 1980

AYES: Commissioners Nelder, Toler, Murphy, Sanchez

ABSENT: Commissioner Daly

RESOLUTION NO. 502-80

JAMES A. WILLIAMS

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of James A. Williams against the City and County of San Francisco in the sum of $35.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 14, 1980

AYES: Commissioners Nelder, Toler, Murphy, Sanchez

ABSENT: Commissioner Daly

RESOLUTION NO. 503-80

VINCENT CATBAGAN

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Vincent Catbagan against the City and County of San Francisco in the sum of $585.00 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: August 11, 1980

AYES: Commissioners Nelder, Toler, Murphy, Sanchez

ABSENT: Commissioner Daly

RESOLUTION NO. 504-80

JAMES R. DENTONE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of James R. Dentone against the City and County of San Francisco in the sum of $371.68 as the result of a collision with a police vehicle, be, and the same is hereby approved.

Date of Accident: August 8, 1980

AYES: Commissioners Nelder, Toler, Murphy, Sanchez

ABSENT: Commissioner Daly

RESOLUTION NO. 505-80

PETER B. MAROON

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Peter B. Maroon against the City and County of San Francisco in the sum of $20.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 12, 1980

AYES: Commissioners Nelder, Toler, Murphy, Sanchez

ABSENT: Commissioner Daly

RESOLUTION NO. 506-80

RUFUS H. HARVEY

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Rufus H. Harvey against the City and County of San Francisco in the sum of $35.00 as the

result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 10, 1980

AYES: Commissioners Nelder, Toler, Murphy, Sanchez

ABSENT: Commissioner Daly

RESOLUTION NO. 507-80

HAZEL R. STONE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Hazel R. Stone against the City and County of San Francisco in the sum of $40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: August 21,1980

AYES: Commissioners Nelder, Toler, Murphy, Sanchez

ABSENT: Commissioner Daly

RESOLUTION NO. 508-80

LORI JEAN POLIGONO

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Lori Jean Poligono against the City and County of San Francisco in the sum of $35.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 15, 1980

AYES: Commissioners Nelder, Toler, Murphy, Sanchez

ABSENT: Commissioner Daly

RESOLUTION NO. 509-80

MARCS AUTO DISMANTLERS

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of the Marcs Auto Dismantlers against the City and County of San Francisco in the sum of $55.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 16, 1980

AYES: Commissioners Nelder, Toler, Murphy, Sanchez

ABSENT: Commissioner Daly

RESOLUTION NO. 510-80

HILARY WINSLOW

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Hilary Winslow against the City and County of San Francisco in the sum of $35.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 12, 1980

AYES: Commissioners Nelder, Toler, Murphy, Sanchez

ABSENT: Commissioner Daly

RESOLUTION NO. 486-80

AUTHORIZING ATTENDANCE OF LIEUTENANT RICHARD D. KLAPP, TRAINING MANAGER, AT THE COMMISSION ON PEACE OFFICER STANDARDS AND TRAINING QUARTERLY MEETING AT SACRAMENTO, CALIFORNIA, FROM OCTOBER 23, 1980 TO OCTOBER 24, 1980.

RESOLVED, that the recommendation of the Chief of Police that Lieutenant Richard D, Klapp. Department Training Manager, be detailed to attend

the Commission on Peace Officer Standards and Training Quarterly Meeting at Sacramento, California, from October 23, 1980 to October 24, 1980, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by Lieutenant Richard D. Klapp in a sum not to exceed $92.00 will be defrayed by the San Francisco Police Department's Police Officers' Training Fund.

AYES: Commissioners Nelder, Toler, Murphy, Sanchez

ABSENT: Commissioner Daly

RESOLUTION NO. 487-80

AUTHORIZING ATTENDANCE OF LIEUTENANT RICHARD D. KLAPP, DEPARTMENT TRAINING MANAGER, AT THE ANNUAL ALL COMMITTEE TRAINING CONFERENCE AT PASADENA, CALIFORNIA, FROM OCTOBER 28, 1980 TO OCTOBER 31, 1980.

RESOLVED, that the recommendation of the Chief of Police that Lieutenant Richard D. Klapp, Department Training Manager, be detailed to attend the Annual All Committee Training Conference at Pasadena, California, from October 28, 1980 to October 31, 1980, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by Lieutenant Richard D. Klapp in a sum not to exceed $336.00 will be defrayed by the San Francisco Police Department's Police Officers' Training Fund.

AYES: Commissioners Nelder, Toler, Murphy, Sanchez

ABSENT: Commissioner Daly

RESOLUTION NO. 488-80

AUTHORIZING ATTENDANCE OF SERGEANT THOMAS BLACKWELL, TACTICAL DIVISION, AT THE SPECIAL PROTECTION TRAINING SEMINAR AT EUREKA, CALIFORNIA,

FROM OCTOBER 10, 1980 TO OCTOBER 12, 1980

RESOLVED, that the recommendation of the Chief of Police that Sergeant Thomas Blackwell, Tactical Division, be detailed to attend the Special Protection Training Seminar at Eureka, California, from October 10, 1980 to October 12, 1980, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by Sergeant Blackwell, in a sum not to exceed $198.00 will be defrayed by the San Francisco Police Department's Police Officers' Training Fund.

AYES: Commissioners Nelder, Toler, Murphy, Sanchez

ABSENT: Commissioner Daly

POLICE COMMISSION REPORT

Commissioner Murphy stated that she would like to have discussed at a meeting of the Commission in the near future, a letter the Commission received from an automobile dismantler, J & H Auto Wreckers, stating his position on the current situation of Marc's Auto Dismantler located in the Potrero Police District.

Commissioner Sanchez stated that he had two items he would like to bring to the attention of the Commission. He said since the Giants just finished their baseball season and on behalf of many of the citizens who are sports fans in the city, they have voiced to him the fact the police department over this past season has been very responsive, not only to families going into the ballpark and afterwards, but also to many of the employees who work out there. He said also this was the first time in a number of years where the Mounted Unit was used at the park and that the Department now has a new horse named Slammer, who will be used out there in the future. He said that he wanted to state for the record that it was a very eventful season, as far as creative law enforcement is concerned.

He said the other thing he wanted to mention was that a number of months ago the Commission did approve a proposal pertaining to the expansion of the Traffic Division, and a very critical part of that proposal dealt with pedestrian education and educational programs to be shared across the entire city. He said part of the basis to that was the fact

that if San Franciscans and those people working in the cities are to be held accountable to insure adequate law enforcement, the Commission and Department as a law enforcement agency, must begin to disseminate its own information bank. He said part of this grant gives the Department the ability to provide that function.

CHIEF'S REPORT TO THE POLICE COMMISSION

Chief Murphy stated that the Department had an award that he wanted to present to Mr. Dana Frischer and Mr. Roy Eisenstein.

He said that last Thursday in the local papers there was an article that the Commission may, or may not, have read about, and in the event the Commission missed it, he said, he would like to read it. The text of it is as follows:

"A salesman and a free-lance writer who turned detectives for five hours led police to a 35 year old gardener at the University of California Medical Center, who was arrested of child molesting and sodomy.

Dana Fischer, 26, a salesman, and Roy Eisenstein, 30, were driving through Golden Gate Park, Thursday, when they saw a 10 year old boy standing along the roadway agitated and upset.

When they questioned him, the boy said, "A man was in the bushes with his 11 year old friend." Seconds later a man ran out of the bushes and jumped on a moped parked nearby.

In the chase that followed Eisenstein and Frischer lost their suspect but Friday they visited the only dealer in San Francisco selling the brand of moped that the suspect fled on.

The name was acquired at the dealership that led them to the identification of the suspect. This information was turned over to police and the two youngsters identified the man as the one who approached them in the park.

Their individual efforts to find the person responsible for these acts went beyond the normal course. With the knowledge that the suspect could be armed or dangerous, they still felt compelled to find the person.

In deepest appreciation for performance of an outstanding service to the cause of law

enforcement, such an example is worthy of the highest esteem by the San Francisco Police Department."

He said in that regard he would like to present the two gentlemen with an award of a Certificate of Appreciation for their work. He said before he did that he would like to present them with applications to join the police department.

Commissioner Sanchez stated that on behalf of the Mayor of San Francisco, the Honorable Mayor Dianne Feinstein has also cited and submitted two certificates to these same gentlemen for recognition of outstanding public service.

The Commission and Chief then presented the awards to Mr. Frischer and Mr. Eisenstein.

Commissioner Sanchez then stated that the Police Commission and Chief in the past year has really stressed crime prevention and participation of our citizens. He said the fact that we do have two caring citizens such as Mr. Frischer and Mr. Eisenstein who took the time not only to help the young victims initially, but to follow up on the incident by going out the next day and tracking down the guilty party is a measure of that participation. He said the Commission and Chief wanted to thank them for an outstanding job and for their active participation and, hopefully, other citizens of this city will also follow their example, and become more active in trying to deter crime in our streets, parks and communities.

PRESENTATION OF MEDAL OF VALOR AWARDS AND CERTIFICATES

Commissioner Murphy, who acted as Chairperson for this particular Awards Committee Meeting, stated that she was pleased to have acted as Chairperson for this meeting as she has done a number of times. She said it might interest the officers who are receiving the awards this evening to know that she attended and spoke for the Commission at the 137th Recruit Graduation Ceremony and told them two things a Commissioner had experiences with which were both rewarding and enjoyable. She said the first was to attend the Graduation Ceremonies and the second was to attend and participate in the awarding of the Medals of Valor.

She said for those who have not been aware of it, it is amazing to see the incredible bravery exhibited by members of the San Francisco Police Department, particularly those being honored tonight and many

others who have gone before them. She then pointed out the number and type of Medals to be presented tonight and congratulated all of those members who were scheduled to receive them.

Commissioner Toler then said the Commission could not thank the Chief, his staff and the members of this fine Department enough for the outstanding job that is being done day after day to protect the citizens and property of this city. He said this evening, special congratulations and thanks go out to the recipients of the Medal of Valor Awards and to their families and loved ones.

He said the Commission knows that they risk their lives each day in order for the citizens of this city to continue to have a better and safer place to live. He said for this the Commission offers its appreciation and congratulations for a job well done.

Other congratulatory comments were submitted by Commissioners Nelder and Sanchez.

The awards were then presented as follows:

Officer Michael F. O'Neill.....Silver Medal

Officer Frank R. Petuya.....Silver Medal

Officer Anthony E. Rodriguez...Silver Star

Officer Michael F. Travis.....Silver Star

Officer Kevin F.Callanan.....Bronze Medal

Officer Barbara S. Campagnoli..Bronze Medal

Officer John R. Chestnut.....Bronze Star

Officer Michael P. Collins.....Bronze Medal

Officer James T. Deely.....Bronze Star

Officer Joaquin Dominguez,Jr...Bronze Medal

Officer Daniel P. Gardner.....Bronze Medal

Officer Ernest E. Howren.....Bronze Medal

Officer Timothy J. Mayer.....Bronze Medal

Officer Thomas M. O'Connor.....Bronze Medal

Officer Robert A. Srock.....Bronze Medal

Muni Transit Officer George
H. Taylor.....Bronze Medal

Officer Alvin V. Wong.....Bronze Star

RECOMMENDATION OF THE CHIEF OF POLICE THAT THE POLICE TRAINING FUND BE INCREASED TO THE AMOUNT GENERATED BY POST REIMBURSEMENTS.

Deputy Chief Shannon in speaking to this item stated that what the Department is requesting is that the attached letter be approved by the Commission and sent to the Board of Supervisors. He said the reason for this is that Annually the Board of Supervisors, through Mr. Harvey Rose, audits the Training Fund. He said they have found no problems with the fund but Mr. Rose has always felt that most of the training items should be in the Department's general budget as line items. He said right now with the Consent Decree and the amount of training conducted, it is felt that with Proposition 13 restraints, they would be looking to those items as ones to be eliminated with a blue pencil and the Department could be in a very bad position. He said, in fact, Mr. Rose concurs that the Department needs more money than currently allotted for the Training Fund. He said the Fund has a maximum amount of $400,000 dollars if generated. He said last year it generated some $360,000 dollars in POST Re-imbursements. He said this year the Department has somewhat less than that amount because POST is Re-imbursing at 30% on mandated funding. He said a bill was just passed and signed by the Governor that will require 50% re-imbursement and it is hoped it is retroactive to July 1, 1980, and if so, it will generate for this fiscal year approximately $600,000.

He said the Department would like to keep that amount because currently the Department is spending approximately $400,000 on required training. He said the purpose of the letter is to ask to be allowed to keep the $400,000 or the amount generated in excess of that up to $600,000 dollars.

Commissioner Nelder then moved to send the letter, as requested by the Chief, to the Board.

It was then seconded by Commissioner Murphy and unanimously approved.

RESOLUTION NO. 512-80

RECOMMENDATION OF THE CHIEF OF POLICE THAT THE POLICE TRAINING FUND BE INCREASED TO THE AMOUNT GENERATED BY POST REIMBURSEMENTS - APPROVED

RESOLVED, that the Police Commission hereby approves a letter to be sent to the Board of Supervisors asking that the Police Training Fund be increased to the amount generated by POST Re-imbursements.

AYES: Commissioners Nelder, Toler, Murphy, Sanchez

ABSENT: Commissioner Daly

RESOLUTION NO. 511-80

TAXICAB REGULATIONS ENFORCEMENT PROCEDURES - APPROVED

RESOLVED, that the Police Commission adopt the proposed Department General Order that will implement Taxicab regulations enforcement provisions.

AYES: Commissioners Nelder, Toler, Murphy, Sanchez

ABSENT: Commissioner Daly

RECEIPT OF PROPOSED GENERAL ORDER ESTABLISHING A FUNERAL COMMITTEE - (COPIES SENT TO THE EMPLOYEE ORGANIZATIONS.) - CONTINUED FOR TWO (2) WEEKS.

AYES: Commissioners Nelder, Toler, Murphy, Sanchez

ABSENT: Commissioner Daly

RECEIPT OF PROPOSED DEPARTMENT GENERAL ORDER REGARDING CHARGING VIOLATIONS OF PROBATION OR PAROLE. (COPIES SENT TO THE EMPLOYEE ORGANIZATIONS.) - CONTINUED FOR TWO (2) WEEKS.

AYES: Commissioners Nelder, Toler, Murphy, Sanchez

ABSENT: Commissioner Daly

REQUEST FOR A SUPPLEMENTAL APPROPRIATION TO FUND FOURTEEN ADDITIONAL 8207 - BUILDING AND GROUNDS OFFICERS - CONTINUED OFF CALENDAR FOR ONE (1) WEEK.

AYES: Commissioners Nelder, Toler, Murphy, Sanchez

ABSENT: Commissioner Daly

RESOLUTION NO. 489-80

POLICE OFFICER WILBERT WESTON, SUPPORT SERVICES BUREAU - COMMUNICATIONS DIVISION

WHEREAS, charges of violating the Rules and Procedures of the San Francisco Police Department were filed against Police Officer Wilbert Weston, Support Services Bureau-Communications Division, as follows:

SPECIFICATION NO. 1

Failure to Obey a Lawful Order. (Violation of Section 2.45 of the Rules and Procedures of the San Francisco Police Department.)

SPECIFICATION NO. 2

Failure to Submit a Sick Certificate. (Violation of Section 5.51 of the Rules and Procedures of the San Francisco Police Department.)

SPECIFICATION NO. 3

Simulating Illness. (Violation of Section 5.55 of the Rules and Procedures of the San Francisco Police Department.)

SPECIFICATION NO. 4

Unofficerlike Conduct. (Violation of Section 2.13 of the Rules and Procedures of the San Francisco Police Department.)

SPECIFICATION NO. 5

Failure to Answer Questions Propounded. (Violation of Section 2.49 of the Rules and Procedures of the San Francisco Police Department.)

by Cornelius P. Murphy, Chief of Police of the San Francisco Police Department; therefore be it

RESOLVED, that the date for the setting of the hearing of the disciplinary charges filed against Police Officer Wilbert Weston, Support Services Bureau-Communications Division, is set for Wednesday, October 15, 1980 at 5:00 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Nelder, Toler, Murphy, Sanchez

ABSENT: Commissioner Daly

NOTIFICATION OF REVOCATION OF MOTOR VEHICLE FOR HIRE PERMITS HAVE BEEN SENT TO THE BELOW-NAMED PERMITTEES FOR FAILURE TO COMPLY WITH VARIOUS SECTIONS OF THE POLICE CODE:

Isagani S. Alfonso	Lau Chi Hang	Richard Moreno
Reyes Almonte	Norman Jackson	Robert Paige
Gust Angeles	Jose R.M. Labrador	Richard Passafiume
Ernesto C. Buenvista	Arbie Lansbery	Avelino Pena
Giullermo Carballido	Lois E. Long	Roberto Talavera
Stanley Fong	Jose Luna	David Van
William F. Fleming	Benny Manasseri	Mack R. Watson
Murray Frohman	Ruth Manasseri	Ludovico B. Yambao
Jacob Gordon	Herbert Meier	

Officer Lamont Suslow of the Permit Bureau, in speaking to this issue stated as follows: "I would like to begin by stating that the Police Commission is the authority and has the responsibility to revoke Motor Vehicle for Hire Permits. The Police Commission may revoke Motor Vehicle for Hire Permits for good cause under Section 4a of Proposition K. The Police Commission shall revoke Motor Vehicle for Hire Permits under abandonment of operation by the permittee under Section 4a of Proposition K and the Police Commission shall revoke Motor Vehicle for Hire Permits if the permittee fails to file the required statement under Section 1081 of the Police Code.

All permittees on tonight's calendar were sent a letter which put the permit holder on notice re-

garding the lack of compliance under existing law and demanded compliance. The permit holders on tonight's calendar have failed to comply with that law. The findings and the complaints are based on my investigation of the contents of the file of the permit holder and a memorandum from the Tax Collector regarding delinquent license fees.

I checked with the Police Commission Office and was told that all permit holders were notified of tonight's hearing by registered mail."

Commissioner Sanchez suggested that each individual on the list, and if present, be called separately and given time to speak on behalf of his permit.

After listening to the Motor Vehicle for Hire Permittees that were present, Commissioner Murphy moved that, with the exception of those given the extension of time, those remaining permittees shall have their Motor Vehicle for Hire Permits revoked.

It was then seconded by Commissioner Nelder and unanimously approved.

RESOLUTION NO. 513-80

JITNEY BUS LICENSE AND/OR PERMIT - ISAGANI S. ALFONSO - REVOKED

WHEREAS, on September 24, 1980, the Police Commission sent a communication, certified mail, return receipt requested, to Isagani S. Alfonso, notifying him that it would conduct a hearing on October 8,1980, to determine whether it should direct the Police Department to revoke his permit and/or license for abandonment of his jitney bus business; and

WHEREAS, Mr. Alfonso failed to appear at the Police Commission hearing on October 8, 1980, and he was not represented by counsel; therefore be it

RESOLVED, that the Police Commission pursuant to the provisions of Section 4a of Proposition K, does hereby find that Isagani S. Alfonso is not operating his jitney bus and has not so operated it for a period in excess of ten (10) consecutive days, and has abandoned his said jitney bus business for a period of ten (10) consecutive days; and be it further

RESOLVED, that the Police Commission having given five (5) days written notice to Isagani S. Alfonso that his permit is subject to revocation as provided in Section 4a of Proposition K does hereby direct the Police Department of the City and County of San Francisco to revoke the license and/or permit authorizing Isagani S. Alfonso to operate a jitney bus on the Mission Street route.

AYES: Commissioners Nelder, Toler, Murphy, Sanchez

ABSENT: Commissioner Daly

RESOLUTION NO. 514-80

JITNEY BUS LICENSE AND/OR PERMIT - REYES ALMONTE - REVOKED

WHEREAS, on September 24, 1980, the Police Commission sent a communication, certified mail, return receipt requested, to Reyes Almonte, notifying him that it would conduct a hearing on October 8, 1980, to determine whether it should direct the Police Department to revoke his permit and/or license for abandonment of his jitney bus business; and

WHEREAS, Mr. Almonte failed to appear at the Police Commission hearing on October 8, 1980, and he was not represented by counsel; therefore be it

RESOLVED, that the Police Commission pursuant to the provisions of Section 4a of Proposition K, does hereby find that Reyes Almonte is not operating his jitney bus and has not so operated it for a period in excess of ten (10) consecutive days, and has abandoned his said jitney bus business for a period of ten (10) consecutive days; and be it further

RESOLVED, that the Police Commission having given five (5) days written notice to Reyes Almonte that his permit is subject to revocation as provided in Section 4a of Proposition K does hereby direct the Police Department of the City and County of San Francisco to revoke the license and/or permit authorizing Reyes Almonte to operate a jitney bus on the Mission Street route.

AYES: Commissioners Nelder, Toler, Murphy, Sanchez

ABSENT: Commissioner Daly

RESOLUTION NO. 515-80

JITNEY BUS LICENSE AND/OR PERMIT - GUST ANGELES - REVOKED

WHEREAS, on September 24, 1980, the Police Commission sent a communication, certified mail, return receipt requested, to Gus Angeles, notifying him that it would conduct a hearing on October 8, 1980, to determine whether it should direct the Police Department to revoke his permit and/or license for abandonment of his jitney bus business; and

WHEREAS, Mr. Angeles failed to appear at the Police Commission hearing on October 8, 1980, and he was not represented by counsel;therefore be it

RESOLVED, that the Police Commission pursuant to the provisions of Section 4a of Proposition K, does hereby find that Gust Angeles is not operating his jitney bus and has not so operated it for a period in excess of ten (10) consecutive days, and has abandoned his said jitney bus business for a period of ten (10) consecutive days; and be it further

RESOLVED, that the Police Commission having given five (5) days written notice to Gust Angeles that his permit is subject to revocation as provided in Section 4a of Proposition K, does hereby direct the Police Department of the City and County of San Francisco to revoke the license and/or permit authorizing Gust Angeles to operate a jitney bus on the Mission Street route.

AYES: Commissioners Nelder, Toler, Murphy, Sanchez

ABSENT: Commissioner Daly

RESOLUTION NO. 516-80

JITNEY BUS LICENSE AND/OR PERMIT - ERNESTO C. BUENAVISTA - REVOKED

WHEREAS, on September 24, 1980, the Police Commission sent a communication, certified mail, return receipt requested, to Ernesto C. Buenavista, notifying him that it would conduct a hearing on October 8, 1980, to determine whether it should direct the Police Department to revoke

his permit and/or license for abandonment of his jitney bus business; and

WHEREAS, Mr. Buenavista appeared at the Police Commission hearing on October 8, 1980, and was not represented by counsel, presented oral testimony indicating that he was no longer interested or able to operate his permit; therefore be it

RESOLVED, that the Police Commission pursuant to the provisions of Section 4a of Proposition K, does hereby find that Ernesto C. Buenavista is not operating his jitney bus and has not so operated it for a period in excess of ten (10) consecutive days, and has abandoned his said jitney bus business for a period of ten (10) consecutive days; and be it further

RESOLVED, that the Police Commission having given five (5) days written notice to Ernesto C. Buenavista that his permit is subject to revocation as provided in Section 4a of Proposition K, does hereby direct the Police Department of the City and County of San Francisco to revoke the license and/or permit authorizing Ernesto C. Buenavista to operate a jitney bus on the Mission Street route.

AYES: Commissioners Nelder, Toler, Murphy, Sanchez

ABSENT: Commissioner Daly

RESOLUTION NO. 517-80

JITNEY BUS LICENSE AND/OR PERMIT - WILLIAM F. FLEMING - REVOKED

WHEREAS, on September 24, 1980, the Police Commission sent a communication, certified mail, return receipt requested, to William F. Fleming, notifying him that it would conduct a hearing on October 8, 1980, to determine whether it should direct the Police Department to revoke his permit and/or license for abandonment of his jitney bus business; and

WHEREAS, Mr. Fleming appeared at the Police Commission hearing on October 8, 1980, and was not represented by counsel, presented oral testimony indicating that he was no longer interested or able to operate his permit; therefore be it

RESOLVED, that the Police Commission pursuant to the provisions of Sections 4a of Proposition K, does hereby find that William F. Fleming is not operating his jitney bus and has not so operated it for a period in excess of ten (10) consecutive days; and be it further

RESOLVED, that the Police Commission having given five(5)days written notice to William F. Fleming, that his permit is subject to revocation as provided in Section 4a of Proposition K, does hereby direct the Police Department of the City and County of San Francisco to revoke the license and/or permit authorizing William F. Fleming to operate a jitney bus on the Mission Street route.

AYES: Commissioners Nelder, Toler, Murphy, Sanchez

ABSEN:T Commissioner Daly

RESOLUTION NO. 518-80

JITNEY BUS LICENSE AND/OR PERMIT - MURRAY FROHMAN - REVOKED

WHEREAS, on September 24, 1980, the Police Commission sent a communication, certified mail, return receipt requested, to Murray Frohman, notifying him that it would conduct a hearing on October 8, 1980, to determine whether it should direct the Police Department to revoke his permit and/or license for abandonment of his jitney bus business; and

WHEREAS, Mr. Frohman failed to appear at the Police Commission hearing on October 8, 1980, and he was not represented by counsel; therefore be it

RESOLVED, that the Police Commission pursuant to the provisions of Section 4a of Proposition K, does hereby find that Murray Frohman is not operating his jitney bus and has not so operated it for a period in excess of ten (10) consecutive days, and has abandoned his said jitney bus business for a period of ten (10) consecutive days; and be it further

RESOLVED, that the Police Commission having given five (5) days written notice to Murray Frohman that his permit is subject to revocation as provided

in Section 4a of Proposition K, does hereby direct the Police Department of the City and County of San Francisco to revoke the license and/or permit authorizing Murray Frohman to operate a jitney bus on the Mission Street route.

AYES: Commissioners Nelder, Toler, Murphy, Sanchez

ABSENT: Commissioner Daly

RESOLUTION NO. 519-80

JITNEY BUS LICENSE AND/OR PERMIT - JACOB GORDON - REVOKED

WHEREAS, on September 24, 1980, the Police Commission sent a communication, certified mail, return receipt requested, to Jacob Gordon, notifying him that it would conduct a hearing on October 8, 1980 to determine whether it should direct the Police Department to revoke his permit and/or license for abandonment of his jitney bus business; and

WHEREAS, Mr. Gordon failed to appear at the Police Commission hearing on October 8, 1980, and he was not represented by counsel; therefore be it

RESOLVED, that the Police Commission pursuant to the provisions of Section 4a of Proposition K, does hereby find that Jacob Gordon is not operating his jitney bus and has not so operated it for a period in excess of ten (10) consecutive days, and has abandoned his said jitney bus business for a period of ten (10) consecutive days; and be it further

RESOLVED, that the Police Commission having given five (5) days written notice to Jacob Gordon that his permit is subject to revocation as provided in Section 4a of Proposition K, does hereby direct the Police Department of the City and County of San Francisco to revoke the license and/or permit authorizing Jacob Gordon to operate a jitney bus on the Mission Street route.

AYES: Commissioners Nelder, Toler, Murphy, Sanchez

ABSENT: Commissioner Daly

RESOLUTION NO. 520-80

JITNEY BUS LICENSE AND/OR PERMIT - NORMAN JACKSON - REVOKED

WHEREAS, on September 24, 1980, the Police Commission sent a communication, certified mail, return receipt requested, to Norman Jackson, notifying him that it would conduct a hearing on October 8, 1980, to determine whether it should direct the Police Department to revoke his permit and/or license for abandonment of his jitney bus business; and

WHEREAS, Mr. Jackson failed to appear at the Police Commission hearing on October 8, 1980, and he was not represented by counsel; therefore be it

RESOLVED, that the Police Commission pursuant to the provisions of Section 4a of Proposition K, does hereby find that Norman Jackson is not operating his jitney bus and has not so operated it for a period in excess of ten (10) consecutive days, and has abandoned his said jitney bus business for a period of ten (10)consecutive days; and be it further

RESOLVED, that the Police Commission having given five (5) days written notice to Norman Jackson that his permit is subject to revocation as provided in Section 4a of Proposition K, does hereby direct the Police Department of the City and County of San Francisco to revoke the license and/or permit authorizing Norman Jackson to operate a jitney bus on the Mission Street route.

AYES: Commissioners Nelder, Toler, Murphy, Sanchez

ABSENT: Commissioner Daly

RESOLUTION NO. 521-80

JITNEY BUS LICENSE AND/OR PERMIT - JOSE R. M. LABRADOR - REVOKED

WHEREAS, on September 24, 1980, the Police Commission sent a communication, certified mail, return receipt requested, to Jose R. M. Labrador, notifying him that it would conduct a hearing on October 8, 1980, to determine whether it should direct

the Police Department to revoke his permit and/or license for abandonment of his jitney bus business; and

WHEREAS, Mr. Labrador failed to appear at the Police Commission hearing on October 8, 1980, and he was not represented by counsel; therefore be it

RESOLVED, that the Police Commission pursuant to the provisions of Section 4a of Proposition K, does hereby find that Jose R.M. Labrador is not operating his jitney bus and has not so operated it for a period in excess of ten (10) consecutive days, and has abandoned his said jitney bus business for a period of ten (10) consecutive days; and be it further

RESOLVED, that the Police Commission having given five (5) days written notice to Jose R.M. Labrador that his permit is subject to revocation as provided in Section 4a of Proposition K, does hereby direct the Police Department of the City and County of San Francisco to revoke the license and/or permit authorizing Jose R. M. Labrador to operate a jitney bus on the Mission Street route.

AYES: Commissioners Nelder, Toler, Murphy, Sanchez

ABSENT: Commissioner Daly

RESOLUTION NO. 522-80

JITNEY BUS LICENSE AND/OR PERMIT - ARBIE LANSBERY - REVOKED

WHEREAS, on September 24, 1980, the Police Commission sent a communication, certified mail, return receipt requested, to Arbie Lansbery, notifying him that it would conduct a hearing on October 8, 1980, to determine whether it should direct the Police Department to revoke his permit and/or license for abandonment of his jitney bus business; and

WHEREAS, Mr. Lansbery failed to appear at the Police Commission hearing on October 8, 1980, and he was not represented by counsel; therefore be it

RESOLVED, that the Police Commission pursuant to the provisions of Section 4a of Proposition K, does hereby find that Arbie Lansbery is not operating his jitney bus and has not so operated it

for a period in excess of ten (10) consecutive days, and has abandoned his said jitney bus business for a period of ten (10) consecutive days; and be it further

RESOLVED, that the Police Commission having given five (5) days written notice to Arbie Lansbery that his permit is subject to revocation as provided in Section 4a of Proposition K, does hereby direct the Police Department of the City and County of San Francisco to revoke the license and/or permit authorizing Arbie Lansbery to operate a jitney bus on the Mission Street route.

AYES: Commissioners Nelder, Toler, Murphy, Sanchez

ABSENT: Commissioner Daly

RESOLUTION NO. 523-80

JITNEY BUS LICENSE AND/OR PERMIT - LOIS E. LONG - REVOKED

WHEREAS, on September 24, 1980, the Police Commission sent a communication, certified mail, return receipt requested, to Lois E. Long, notifying her that it would conduct a hearing on October 8, 1980, to determine whether it should direct the Police Department to revoke her permit and/or license for abandonment of her jitney bus business; and

WHEREAS, Lois E. Long failed to appear at the Police Commission hearing on October 8, 1980, and she was not represented by counsel; therefore be it

RESOLVED, that the Police Commission pursuant to the provisions of Section 4a of Proposition K, does hereby find that Lois E. Long is not operating her jitney bus and has not so operated it for a period in excess of ten (10) consecutive days, and has abandoned her said jitney bus business for a period of ten (10) consecutive days; and be it further

RESOLVED, that the Police Commission having given five (5) days written notice to Lois E. Long, that her permit is subject to revocation as provided in Section 4a of Proposition K, does hereby direct the Police Department of the City and County of San Francisco to revoke the license and/or permit authorizing Lois E. Long to operate a jitney bus on the Mission Street route.

AYES: Commissioners Nelder, Toler, Murphy, Sanchez

ABSENT: Commissioner Daly

RESOLUTION NO. 524-80

JITNEY BUS LICENSE AND/OR PERMIT - JOSE LUNA - REVOKED

WHEREAS, on September 24, 1980, the Police Commission sent a communication, certified mail, return receipt requested, to Jose Luna notifying him that it would conduct a hearing on October 8, 1980, to determine whether it should direct the Police Department to revoke his permit and/or license for abandonment of his jitney bus business; and

WHEREAS, Mr. Jose Luna appeared at the Police Commission hearing on October 8, 1980 and was not represented by counsel, presented oral testimony indicating that he was no longer interested or able to operate his permit; therefore be it

RESOLVED, that the Police Commission pursuant to the provisions of Section 4a of Proposition K, does hereby find that Jose Luna is not operating his jitney bus and has not so operated it for a period in excess of ten (10) consecutive days, and has abandoned his said jitney bus business fpr a period of ten (10) consecutive days; and be it further

RESOLVED, that the Police Commission having given five (5) days written notice to Jose Luna that his permit is subject to revocation as provided in Section 4a of Proposition K, does hereby direct the Police Department of the City and County of San Francisco to revoke the license and/or permit authorizing Jose Luna to operate a jitney bus on the Mission Street route.

AYES: Commissioners Nelder, Toler, Murphy, Sanchez

ABSENT: Commissioner Daly

RESOLUTION NO. 525-80

JITNEY BUS LICENSE AND/OR PERMIT - BENNY MANASSERI- REVOKED

WHEREAS, on September 24, 1980, the Police Commission sent a communication, certified mail, return receipt requested, to Benny Manasseri notifying him that it would conduct a hearing on October 8, 1980,

to determine whether it should direct the Police Department to revoke his permit and/or license for abandonment of his jitney bus business; and

WHEREAS, Mr. Manasseri failed to appear at the Police Commission hearing on October 8, 1980, and he was not represented by counsel; therefore be it.

RESOLVED, that the Police Commission pursuant to the provisions of Section 4a of Proposition K, does hereby find that Benny Manasseri is not operating his jitney bus and has not so operated it for a period in excess of ten (10) consecutive days, and has abandoned his said jitney bus business for a period of ten (10) consecutive days; and be it further

RESOLVED, that the Police Commission having given five (5) days written notice to Benny Manasseri that his permit is subject to revocation as provided in Section 4a of Proposition K, does hereby direct the Police Department of the City and County of San Francisco to revoke the license and/or permit authorizing Benny Manasseri to operate a jitney bus on the Mission Street route.

AYES: Commissioners Nelder, Toler, Murphy, Sanchez

ABSENT: Commissioner Daly

RESOLUTION NO. 526-80

JITNEY BUS LICENSE AND/OR PERMIT - RUTH MANASSERI - REVOKED

WHEREAS, on September 24, 1980, the Police Commission sent a communication, certified mail, return receipt requested, to Ruth Manasseri, notifying her that it would conduct a hearing on October 8, 1980, to determine whether it should direct the Police Department to revoke her permit and/or license for abandonment of her jitney bus business; and

WHEREAS, Mrs. Manasseri failed to appear at the Police Commission hearing on October 8, 1980, and she was not represented by counsel; therefore be it

RESOLVED, that the Police Commission pursuant to the provisions of Section 4a of Proposition K, does hereby find that Ruth Manasseri is not operating her jitney bus and has not so operated it for a period in excess of ten (10) consecutive days, and has abandoned her said jitney bus business for a period of ten (10) consecutive days; and be it further

RESOLVED, that the Police Commission having given five (5) days written notice to Mrs. Manasseri that her permit is subject to revocation as provided in Section 4a of Proposition K, does hereby direct the Police Department of the City and County of San Francisco to revoke the license and/or permit authorizing Ruth Manasseri to operate a jitney bus on the Mission Street route.

AYES: Commissioners Nelder, Toler, Murphy, Sanchez

ABSENT: Commissioner Daly

RESOLUTION NO. 527-80

JITNEY BUS LICENSE AND/OR PERMIT - HERBERT MEIER - REVOKED

WHEREAS, on September 24, 1980, the Police Commission sent a communication, certified mail, return receipt requested, to Herbert Meier, notifying him that it would conduct a hearing on October 8, 1980, to determine whether it should direct the Police Department to revoke his permit and/or license for abandonment of his jitney bus business; and

WHEREAS, Mr. Meier failed to appear at the Police Commission hearing on October 8, 1980, and he was not represented by counsel; therefore be it

RESOLVED, that the Police Commission pursuant to the provisions of Section 4a of Proposition K, does hereby find that Herbert Meier is not operating his jitney bus and has not so operated it for a period in excess of ten (10) consecutive days, and has abandoned his said jitney bus business for a period of ten (10) consecutive days; and be it further

RESOLVED, that the Police Commission having given five (5) days written notice to Herbert Meier that his permit is subject to revocation as provided in Section 4a of Proposition K, does hereby

direct the Police Department of the City and County of San Francisco to revoke the license and/or permit authorizing Herbert Meier to operate a jitney bus on the Mission Street route.

AYES: Commissioners Nelder, Toler, Murphy, Sanchez

ABSENT: Commissioner Daly

RESOLUTION NO. 528-80

JITNEY BUS LICENSE AND/OR PERMIT - RICHARD MORENO - REVOKED

WHEREAS, on September 24, 1980, the Police Commission sent a communication, certified mail, return receipt requested, to Richard Moreno, notifying him that it would conduct a hearing on October 8, 1980, to determine whether it should direct the Police Department to revoke his permit and /or license for abandonment of his jitney bus business; and

WHEREAS, Mr. Moreno appeared at the Police Commission hearing on October 8, 1980, and was not represented by counsel, presented oral testimony indicating that he was no longer interested or able to operate his permit; therefore be it

RESOLVED, that the Police Commission pursuant to the provisions of Section 4a of Proposition K, does hereby find that Richard Moreno is not operating his jitney bus and has not so operated it for a period in excess of ten (10) consecutive days, and has abandoned his said jitney bus business for a period of ten (10) consecutive days; and be it further

RESOLVED, that the Police Commission having given five (5) days written notice to Richard Moreno that his permit is subject to revocation as provided in Section 4a of Proposition K, does hereby direct the Police Department of the City and County of San Francisco to revoke the license and/or permit authorizing Richard Moreno to operate a jitney bus on the Mission Street route.

AYES: Commissioners Nelder, Toler, Murphy, Sanchez

ABSENT: Commissioner Daly

RESOLUTION NO. 529-80

JITNEY BUS LICENSE AND/OR PERMIT - ROBERT PAIGE - REVOKED

WHEREAS, on September 24, 1980, the Police Commission sent a communication, certified mail, return receipt requested, to Robert Paige, notifying him that it would conduct a hearing on October 8, 1980, to determine whether it should direct the Police Department to revoke his permit and/or license for abandonment of his jitney bus business; and

WHEREAS, Mr. Paige failed to appear at the Police Commission hearing on October 8, 1980, and he was not represented by counsel; therefore be it

RESOLVED, that the Police Commission pursuant to the provisions of Section 4a of Proposition K, does hereby find that Robert Paige is not operating his jitney bus and has not so operated it for a period in excess of ten (10) consecutive days, and has abandoned his said jitney bus business for a period of ten (10) consecutive days; and be it further

RESOLVED, that the Police Commission having given five (5) days written notice to Robert Paige that his permit is subject to revocation as provided in Section 4a of Proposition K, does hereby direct the Police Department of the City and County of San Francisco to revoke the license and/or permit authorizing Robert Paige to operate a jitney bus on the Mission Street route.

AYES: Commissioners Nelder, Toler, Murphy, Sanchez

ABSENT: Commissioner Daly

RESOLUTION NO. 530-80

JITNEY BUS LICENSE AND/OR PERMIT - RICHARD PASSAFIUME - REVOKED

WHEREAS, on September 24, 1980, the Police Commission sent a communications, certified mail, return receipt requested, to Richard Passafiume, notifying him that it would conduct a hearing on October 8, 1980, to determine whether it should direct the Police Department to revoke

his permit and/or license for abandonment of his jitney bus business; and

WHEREAS, Mr. Passafiume failed to appear at the Police Commission hearing on October 8, 1980, and he was not represented by counsel; therefore be it

RESOLVED, that the Police Commission pursuant to the provisions of Section 4a of Proposition K, does hereby find that Richard Passafiume is not operating his jitney bus and has not so operated it for a period in excess of ten (10) consecutive days, and has abandoned his said jitney bus business for a period of ten (10) consecutive days; and be it further

RESOLVED, that the Police Commission having given five (5) days written notice to Richard Passafiume that his permit is subject to revocation as provided in Section 4a of Proposition K, does hereby direct the Police Department of the City and County of San Francisco to revoke the license and/or permit authorizing Richard Passafiume to operate a jitney bus on the Mission Street route.

AYES: Commissioners Nelder, Toler, Murphy, Sanchez

ABSENT: Commissioner Daly

RESOLUTION NO. 531-80

JITNEY BUS LICENSE AND/OR PERMIT - DAVID VAN - REVOKED

WHEREAS, on September 24, 1980, the Police Commission sent a communication,certified mail, return receipt requested, to David Van, notifying him that it would conduct a hearing on October 8, 1980, to determine whether it should direct the Police Department to revoke his permit and/or license for abandonment of his jitney bus business; and

WHEREAS, Mr. Van failed to appear at the Police Commission hearing on October 8, 1980, and he was not represented by counsel; therefore be it

RESOLVED, that the Police Commission pursuant to the provisions of Section 4a of Proposition K, does hereby find that David Van is not operating

his jitney bus and has not so operated it for a period in excess of ten (10) consecutive days, and has abandoned his said jitney bus business for a period of ten (10) consecutive days; and be it further

RESOLVED, that the Police Commission having given five (5) days written notice to David Van that his permit is subject to revocation as provided in Section 4a of Proposition K, does hereby direct the Police Department of the City and County of San Francisco to revoke the license and/or permit authorizing David Van to operate a jitney bus on the Mission Street route.

AYES: Commissioners Nelder, Toler, Murphy, Sanchez

ABSENT: Commissioner Daly

RESOLUTION NO. 532-80

JITNEY BUS LICENSE AND/OR PERMIT - LUDOVICO B. YAMBAO - REVOKED

WHEREAS, on September 24, 1980, the Police Commission sent a communication certified mail, return receipt requested, to Ludovico B. Yambao, notifying him that it would conduct a hearing on October 8, 1980, to determine whether it should direct the Police Department to revoke his permit and/or license for abandonment of his jitney bus business; and

WHEREAS, Mr. Yambao failed to appear at the Police Commission hearing on October 8, 1980, and he was not represented by counsel; therefore be it

RESOLVED, that the Police Commission pursuant to the provisions of Section 4a of Proposition K, does hereby find that Ludovico B. Yambao is not operating his jitney bus and has not so operated it for a period in excess of ten (10) consecutive days, and has abandoned his said jitney bus business for a period of ten (10) consecutive days; and be it further

RESOLVED, that the Police Commission having given five (5) days written notice to Ludovico B. Yambao that his permit is subject to revocation as provided in Section 4a of Proposition K, does hereby direct the Police Department

of the City and County of San Francisco to revoke the license and/or permit authorizing Ludovico B. Yambao to operate a jitney bus on the Mission Street route.

AYES: Commissioners Nelder, Toler, Murphy, Sanchez

ABSENT: Commissioner Daly

RESOLUTION NO. 533-80

REQUEST OF MR. GUILLERMO CARBALLIDO FOR PERMISSION TO SUSPEND OPERATION OF HIS MOTOR VEHICLE FOR HIRE PERMIT FOR A PERIOD OF NINETY (90) DAYS - APPROVED

WHEREAS, Guillermo Carballido has requested that permission be granted to suspend operation of his Motor Vehicle for Hire Permit for a period of ninety (90) days; and

WHEREAS, the Police Commission after receiving testimony on behalf of Mr. Carballido concurred with his request; therefore be it

RESOLVED, that it is the order of the Police Commission that the request of Guillermo Carballido for permission to suspend operation of his Motor Vehicle for Hire Permit for a period of ninety (90) days, be, and the same is hereby approved.

AYES: Commissioners Nelder, Toler, Murphy, Sanchez

ABSENT: Commissioner Daly

NOTIFICATION OF REVOCATION OF MOTOR VEHICLE FOR HIRE PERMIT HAS BEEN SENT TO STANLEY FONG FOR FAILURE TO COMPLY WITH VARIOUS SECTIONS OF THE POLICE CODE - CONTINUED FOR TWO (2) WEEKS.

AYES: Commissioners Nelder, Toler, Murphy, Sanchez

ABSENT: Commissioner Daly

RESOLUTION NO. 534-80

REQUEST OF MR. LAU CHI HANG FOR PERMISSION TO SUSPEND OPERATION OF HIS MOTOR VEHICLE FOR HIRE PERMIT FOR A PERIOD OF NINETY (90) DAYS - APPROVED.

WHEREAS, Mr. Lau Chi Hang has requested that permission be granted to suspend operation of his Motor Vehicle for Hire Permit for a period of ninety (90) days; and

WHEREAS, the Police Commission after receiving testimony on behalf of Mr. Hang concurred with his request; therefore be it

RESOLVED, that it is the order of the Police Commission that the request of Lau Chi Hang for permission to suspend operation of his Motor Vehicle for Hire Permit for a period of ninety (90) days, be, and the same is hereby approved.

AYES: Commissioners Nelder, Toler, Murphy, Sanchez

ABSENT: Commissioner Daly

RESOLUTION NO. 535-80

REQUEST OF MR. AVELINO PENA FOR PERMISSION TO SUSPEND OPERATION OF HIS MOTOR VEHICLE FOR HIRE PERMIT FOR A PERIOD OF NINETY (90) DAYS - APPROVED

WHEREAS, Mr. Avelino Pena has requested that permission be granted to suspend operation of his Motor Vehicle for Hire Permit for a period of ninety (90) days; and

WHEREAS, the Police Commission after receiving testimony on behalf of Mr. Pena concurred with his request; therefore be it

RESOLVED, that it is the order of the Police Commission that the request of Avelino Pena for permission to suspend operation of his Motor Vehicle for Hire Permit for a period of ninety (90) days, be, and the same is hereby approved.

AYES: Commissioners Nelder, Toler, Murphy, Sanchez

ABSENT: Commissioner Daly

RESOLUTION NO. 536-80

REQUEST OF MR. ROBERTO TALAVERA FOR PERMISSION TO SUSPEND OPERATION OF HIS MOTOR VEHICLE FOR HIRE PERMIT FOR A PERIOD OF NINETY (90) DAYS - APPROVED

WHEREAS, Mr. Roberto Talavera has requested that permission be granted to suspend operation of his Motor Vehicle for Hire Permit for a period of ninety (90) days; and

WHEREAS, the Police Commission after receiving testimony on behalf of Mr. Talavera concurred with his request; therefore be it

RESOLVED, that it is the order of the Police Commission that the request of Mr. Roberto Talavera for permission to suspend operation of his Motor Vehicle for Hire Permit for a period of ninety (90) days, be, and the same is hereby approved.

AYES: Commissioners Nelder, Toler, Murphy, Sanchez

ABSENT: Commissioner Daly

RESOLUTION NO. 537-80

REQUEST OF MR. MACK R. WATSON FOR PERMISSION TO SUSPEND OPERATION OF HIS MOTOR VEHICLE FOR HIRE PERMIT FOR A PERIOD OF NINETY (90) DAYS - APPROVED

WHEREAS, Mr. Mack R. Watson has requested that permission be granted to suspend operation of his Motor Vehicle for Hire Permit for a period of ninety (90) days; and

WHEREAS, the Police Commission after receiving testimony on behalf of Mr. Watson concurred with his request; therefore be it

RESOLVED, that it is the order of the Police Commission that the request of Mr. Mack R. Watson for permission to suspend operation of his Motor Vehicle for Hire Permit for a period of ninety (90) days, be, and the same is hereby approved.

AYES: Commissioners Nelder, Toler, Murphy, Sanchez

ABSENT: Commissioner Daly

RESOLUTION NO. 489-80

POLICE OFFICER WILBERT WESTON, SUPPORT SERVICES BUREAU - COMMUNICATIONS

WHEREAS, charges of violating the Rules and Procedures of the San Francisco Police Department were filed against Police Officer Wilbert Weston, Support Services Bureau-Communications Division, as follows:

SPECIFICATION NO. 1

Failure to Obey a Lawful Order. (Violation of Section 2.45 of the Rules and Procedures of the San Francisco Police Department.)

SPECIFICATION NO. 2

Failure to Submit a Sick Certificate. (Violation of Section 5.51 of the Rules and Procedures of the San Francisco Police Department.)

SPECIFICATION NO. 3

Simulating Illness. (Violation of Section 5.55 of the Rules and Procedures of the San Francisco Police Department.)

SPECIFICATION NO. 4

Unofficerlike Conduct. (Violation of Section 2.13 of the Rules and Procedures of the San Francisco Police Department.)

SPECIFICATION NO. 5

Failure to Answer Questions Propounded. (Violation of Section 2.49 of the Rules and Procedures of the San Francisco Police Department.)

by Cornelius P. Murphy, Chief of Police of the San Francisco Police Department; therefore be it

RESOLVED, that the date for the setting of the hearing of the disciplinary charges filed against Police Officer Wilbert Weston, Support

Services Bureau-Communications Division, is set for Wednesday, October 15, 1980 at 5:00 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Nelder, Toler, Murphy, Sanchez

ABSENT: Commissioner Daly

RESOLUTION NO. 490-80

POLICE OFFICER HERBERT ALBERT - SUPPORT SERVICES BUREAU - RECORDS DIVISION

WHEREAS, charges of violating the Rules and Procedures of the San Francisco Police Department were filed against Police Officer Herbert Albert, Support Services Bureau-Records Division, as follows:

SPECIFICATION NO. 1

Failure to Enforce the Penal Statutes. (Violation of Section 2.01 of the Rules and Procedures of the San Francisco Police Department.)

SPECIFICATION NO. 2

Conduct Unbecoming an Officer, Reflecting Discredit on the San Francisco Police Department. (Violation of Section 2.13 of the Rules and Procedures of the San Francisco Police Department.)

by Cornelius P. Murphy, Chief of Police of the San Francisco Police Department; therefore be it

RESOLVED, that the date for the setting of the hearing of the disciplinary charges filed against Police Officer Herbert Albert, Support Services Bureau-Records Division, is set for Wednesday, October 15, 1980, at 5:00 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Nelder, Toler, Murphy, Sanchez

ABSENT: Commissioner Daly

The Commission then adjourned its meeting at 1900 hours.

SECRETARY

15 OCTOBER 1980 REGULAR MEETING

The Police Commission of the City and County of San Francisco, met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, October 15, 1980 at 1700 hours in regular session.

PRESENT: Commissioners Daly, Nelder, Toler

ABSENT: Commissioners Murphy, Sanchez

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Commissioner Nelder presiding.

The Commissioners, having received, amended and returned copies of the minutes of the meeting of August 20, 1980, reading of same was dispensed with and the minutes were approved.

AYES: Commissioners Daly, Nelder, Toler

ABSENT: Commissioners Murphy, Sanchez

RECOMMENDATION OF THE TRAFFIC BUREAU - APPROVED

RESOLVED, that the recommendation of the Traffic Bureau on the installation of zoning for the regulation of traffic on the public streets, be, and the same are hereby approved:

2655 VAN NESS AVENUE - COMMUNITAS COMMUNICATIONS CORP.

a) At 2655 Van Ness Avenue, install a 24' yellow zone, extending from 152' north of Filbert Street on west curb to 176' north of Filbert Street.

1699 HAIGHT STREET - DUNKLEY'S LIQUOR & DELI

a) At 1699 Haight Street, install a 26' yellow zone, extending from west building line 26' east of same.

b) Meter HAT 1699 to be removed.

821 BEACH STREET - GHIRARDELLI SQUARE

a) At 821 Beach Street, install a 36' white zone, extending from 106' west of the west curb of Larkin Street to a point 142' west of same.

3025 LARKIN STREET - GHIRARDELLI SQUARE

a) At 3025 Larkin Street, install a 66' Special Truck Loading Zone, 7 A.M., to 1 P.M., extending 104' north of north curb of North Point to 132' north.

3025 LARKIN STREET - GHIRARDELLI SQUARE -REVOKED

a) At 3025 Larkin Street, revoke existing 42' yellow zone, extending from 80' to 122' north of North Point Street.

1240 CLAY STREET - S.F.P.D. - REVOKED

a) At 1240 Clay Street, revoke existing 19' yellow zone, extending from 15' to 34' west of the east line.

1250 CLAY STREET - S.F.P.D. - REVOKED

a) At 1250 Clay Street, revoke existing 45' yellow zone, extending from 50' to 95' east of the west line of #1260.

1290 CLAY STREET - S.F.P.D. - REVOKED

a) At 1290 Clay Street, revoke existing 33' yellow zone, extending between two driveways.

301-11th AVENUE - S.F.P.D. - REVOKED

a) At 301-11th Avenue, revoke existing 45' yellow zone, extending from 9' to 54' south of Clement Street.

333 MASON STREET - A.C.T. - DENIED

a) At 333 Mason Street, install a 22' STLZ, extending from the south building line 22' north of same. DENIED.

b) Meter 317-319 to have sign 7 A.M. to 1 P.M. DENIED.

AYES: Commissioners Daly, Nelder, Toler

ABSENT: Commissioners Murphy, Sanchez

REVOKED

RESOLVED, that the recommendation of the Traffic Bureau on the revocation of 184 feet of yellow zones, at the parts of the City, at the locations submitted, be, and the same are hereby approved.

AYES: Commissioners Daly, Nelder, Toler

ABSENT: Commissioners Murphy, Sanchez

RETIREMENTS

Communications were received from the Retirement Board officially notifying the Police Commission of the retirement of the following-named members of the Police Department:

a) Sergeant Mario B. Pola, Support Services-Communications Division, for service, effective September 10, 1980.

b) Inspector John P. Daly, Support Services-Property Crimes Division, for service, effective August 18, 1980.

c) Inspector Frank D. Gonzales, Support Services-Property Crimes Division, for service, effective September 10, 1980.

d) Inspector Frank E. Moser, Photo Lab, for service, effective August 27, 1980.

e) Sergeant Donald J. VanTricht, Tactical Unit, for service, effective, August 27, 1980.

f) Clerk-Typist Jeanette Huddleston, Central Warrant Bureau, for service, effective September 10, 1980.

The communications were ordered filed.

AYES: Commissioners Daly, Nelder,Toler

ABSENT: Commissioners Murphy, Sanchez

RESOLUTION NO. 538-80

DALE B. HART

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Dale B. Hart against the City and County of San Francisco in the sum of $35.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 18, 1980

AYES: Commissioners Daly, Nelder, Toler

ABSENT: Commissioners Murphy, Sanchez

RESOLUTION NO. 539-80

DAVID B. JAFFE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of David B. Jaffe against the City and County of San Francisco in the sum of $40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 17,1980

AYES: Commissioners Daly, Nelder, Toler

ABSENT: Commissioners Murphy, Sanchez

RESOLUTION NO. 540-80

THOMAS I. LEE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Thomas I. Lee against the City and County of San Francisco in the sum of $35.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 15, 1980

AYES: Commissioners Daly, Nelder, Toler

ABSENT: Commissioners Murphy, Sanchez

RESOLUTION NO. 541-80

RONALD E. REINKING

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Ronald E. Reinking against the City and County of San Francisco in the sum of $35.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 2, 1980

AYES: Commissioners Daly, Nelder, Toler

ABSENT: Commissioners Murphy, Sanchez

RESOLUTION NO. 542-80

RAEFORD STANBACK

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Raeford Stanback against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 22, 1980

AYES: Commissioners Daly, Nelder, Toler

ABSENT: Commissioners Murphy, Sanchez

RESOLUTION NO. 543-80

MAXIM ZELIGER

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Maxim Zeliger against the City and County of San Francisco in the sum of $1,528.41 in Municipal Court Action No. 791 699 as the result of damages sustained, be,and the same is hereby approved.

Date of Incident: November 1, 1979

AYES: Commissioners Daly, Nelder, Toler

ABSENT: Commissioners Murphy, Sanchez

RESOLUTION NO. 544-80

POLICE NARCOTIC FUND - APPROVED

RESOLVED, that the Controller be, and he is hereby requested to draw a voucher in favor of Chief of Police Cornelius P. Murphy in the sum of $6,000.00 charging same to Index Code 580217 as an advance on the Police Narcotics Fund for the month of December, 1980.

AYES: Commissioners Daly, Nelder, Toler

ABSENT: Commissioners Murphy, Sanchez

RESOLUTION NO. 545-80

POLICE CONTINGENT FUND - APPROVED

RESOLVED, that the Controller be, and he is hereby requested to draw a voucher in favor of Chief of Police Cornelius P. Murphy in the amount of $4,000.00 charging same ot Index Code 580217 as an advance on the Police Contingent Fund for the month of December, 1980.

AYES: Commissioners Daly, Nelder, Toler

ABSENT: Commissioners Murphy, Sanchez

HEARING REGARDING GRIEVANCE NO. 17-80, FILED BY POLICE OFFICER ROBERT BELOUS, ET AL., OF THE SAN FRANCISCO POLICE OFFICERS' ASSOCIATION. (CONTINUED FROM THE MEETING OF OCTOBER 1,1980)

Commissioner Toler suggested that this item be continued until at such time it could be heard by the full board. (It was subsequently scheduled for the meeting of November 5, 1980.)

AYES: Commissioners Daly, Nelder, Toler

ABSENT: Commissioners Murphy, Sanchez

RECOMMENDATION OF THE CHIEF OF POLICE OF CRITERIA TO BE USED IN SELECTION OF MEMBERS FOR THE DOG UNIT. (CONTINUED FOR ONE (1) WEEK.

Mr. Bob Barry,President of the San Francisco Police Officers' Association, then stated that he would like to ask in regard to this item, for the same reason as the previous item, since all of the Commissioners are not present, that this item be called out of order for the purpose of making an official request to the Commission for a Meet and Confer Session with the Police Commission.

He said he has met with Department Staff regarding the criteria to be established for the Dog Unit at the Deputy Chief level, and that it is in a form that the Police Officers' Association does not concur with, and he was asking that it be put over until a Meet and Confer can be held with the Police Commission.

Commissioner Nelder stated that the Commission would hope that the Police Officers' Association could meet with the Chief and iron out the differences and if it cannot, thereafter, be settled, then a Meet and Confer with the Police Commission could be held.

He said the item would now be continued for one (1) week to see what develops at that particular time.

POLICE COMMISSION REPORT

Commissioner Daly stated that she was wondering about the vast amount of discussion being held

regarding the use of Muni Transit Police during the Columbus Day Parade, which occurred just two days after more violence had been committed on Muni.

She said she had read the plan which dictated their being used and felt it was a good idea at the time, but now wondered if there is a way to avoid using them for traffic direction in the future.

Chief Murphy stated that he had met with Staff and will be meeting with the Muni Transit Division tomorrow on the fact that the Transit Officers will not be used for any purpose other than Muni Transit security in the future.

Commissioner Nelder said along those same lines, and speaking of a letter sent to the Commission from the Japanese Community regarding what they call a KOBAN, which to his interpretation, would be something like a command post, he would like the Chief to investigate it and report on its feasibility.

Chief Murphy stated that he had not seen the letter, but he had recalled that someone spoke about establishing a sentinel house out in Japan Center. However, he said he would read the letter and be happy to respond.

Commissioner Nelder then said that there are a couple things that should be discussed, one of which would be their contention that that is a high crime incident area, Post and Buchanan, and perhaps, if it is worse than other areas in the city, maybe something can be developed to get a more rapid police response to the incidents that do occur.

CHIEF'S REPORT TO THE POLICE COMMISSION

The Chief had no report to submit at this meeting.

POLICE COMMISSION PROCLAMATION: RE-NAMING THE GOLDEN GATE POLICE STABLES TO THE FRED C. EGAN MEMORIAL POLICE STABLES.

Retired Sergeant Ed Cantwell spoke on behalf of this dedication and gave the following eulogy:

"EULOGY

November of 1979, Fred C. Egan died in San Rafael, California. Mr. Egan was a civilian employee of the San Francisco Police Department, classified as a hostler (trainer of horses) and assigned to the Police Stables in Golden Gate Park. For 27 years (from January 4, 1938 until December 1, 1965), until his mandatory retirement age, Mr. Egan plied his trade for the Police Department. He schooled the young green horses purchased by the department and turned them into magnificent trained animals the citizens of San Francisco came to expect to see patrolling their parks and streets. Likewise, Mr. Egan took the "green" policemen and turned them into experienced horsemen.

Fred Egan was never just an employee of the Police Department, but a loyal employee. He always gave his all. On many occasions he would on his own time meet officers on patrol to give advice about their mounts on their horsemanship. He spent many hours, without overtime pay, doctoring sick horses and caring for their other needs. Training police horses was never an 8-hour job to Fred. If more time was needed he gave it. In the training of the horses or officers it was always in a kind and understanding way. Fred was a friend as well as a person we all could look up to. When Fred gave advice we all knew that it was the thing to do. The program for training the horses for the department set up by Fred, has been passed down to us and is still used to this day. The success of the unit and the work performed by it is a tribute to his knowledge. Fred was always a man of good religious convictions and a good example of the Faith. Those of us that worked with him and those who knew him respected his beliefs and knew that his goodness was showing us a way of life and a love for our fellow man. Every person who came in contact with him found a gentleman who really cared about them. After retirement he still came to the Stables to help even when his health was failing. He gave so much to the City and to the Police Department. Now we have an opportunity to do something, in remembrance, for him."

The Sergeant then introduced Fred Egan's nephew, Bill Egan, a member of the San Francisco Fire Department.

Commissioner Nelder, addressing his remarks to Sergeant Cantwell, stated that Cantwell was an expert in this field and also recognized as a very demanding disciplinarian. That in itself speaks well for Fred Egan. He said he knew Fred Egan and in his opinion he was a great man.

He continued by saying that this Commission really appreciated people like Fred Egan and that a Proclamation had been developed by the five Commissioners which he read as follows:

The Proclamation by the San Francisco Police Commission states,

"Whereas, the San Francisco Police Department is recognized as one of the finest Departments in the nation, and the San Francisco Police Mounted Unit is recognized as one of the finest of its kind; and

Whereas, Fred C. Egan devoted 27 years of his life to training horses and horsemen for Mounted Patrol in the City and County of San Francisco; and

Whereas, Fred C. Egan set himself as an example of dedication and loyalty and religious conviction among all those with whom he worked; now therefore be it

Resolved, that we the San Francisco Police Commission, in his honor, do hereby re-name the Golden Gate Police Stables The Fred C. Egan Memorial Police Stables." He said this is dated October 15th, and signed by all five Police Commissioners as well as Chief of Police, Cornelius P. Murphy.

Chief Murphy then stated that he knew Fred also and had the pleasure and opportunity to meet him many years ago when he was still out at the stables. He said he thought a little bit of Fred Egan does still live on in the Department even though he has passed away. He said the San Francisco Mounted Unit is a great Unit and it is because of people like Fred Egan.

The Proclamation was then presented by the Commissioners and Chief to members of Mr. Egan's family.

REQUEST FOR SUPPLEMENTAL APPROPRIATION TO FUND FOURTEEN ADDITIONAL 8207 - BUILDING AND GROUNDS OFFICERS. (CONTINUED FROM THE MEETING OF OCTOBER 8, 1980). - CONTINUED OFF CALENDAR.)

Chief Murphy said he would requested that this item be taken off calendar indefinitely as much as an attempt is being made to use in-house monies for funding with Police Department Salary savings.

It was moved by Commissioner Toler for removal and seconded by Commissioner Daly.

REQUESTING APPROVAL OF THE POLICE COMMISSION BY PATROL SPECIAL OFFICER CHARLES EVANS TO SELL PATROL SPECIAL BEAT NO. 83, NORTHERN POLICE DISTRICT, TO DELORES A. LOVETT. - CONTINUED ONE (1) MONTH.

This item had incomplete documentation and it was continued for one (1) month.

SETTING OF DATE FOR THE HEARING OF POLICE OFFICER KATHERINE ANDERSON, INGLESIDE POLICE STATION

Mr. Everett Hewlett stated that on Friday, he had submitted a motion which he had referred to at the last calling of this case. He said he wasn't sure if the members of the Commission had had on opportunity to read it and that he also noticed that the full Commission was not present. He said his question at this time would be whether the Commission would be willing to continue it for a week for consideration?

Commissioner Nelder then suggested to the other Commissioners that the matter be heard before the full Commission. He said he felt it would be better for all concerned.

Commissioner Toler then moved for it to be continued to October 29, 1980, when it is expected that all Commissioners will be present.

RESOLUTION NO. 547-80

DATE TO BE SET FOR HEARING OF POLICE OFFICER KATHERINE ANDERSON, INGLESIDE POLICE STATION

WHEREAS, the date to be set for the disciplinary hearing of Police Officer Katherine Anderson, Ingleside Police Station, was called; and

WHEREAS, it was requested by Police Officer Katherine Anderson that her hearing before the Police Commission be set for October 29, 1980; therefore be it

RESOLVED, that the hearing of the disciplinary charges filed against Police Officer

Katherine Anderson, Ingleside Police Station, is set for Wednesday, October 29, 1980 at 5:00 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Daly, Nelder, Toler

ABSENT: Commissioners Murphy, Sanchez

SETTING OF DATE FOR THE HEARING OF POLICE OFFICER WILBERT WESTON, SUPPORT SERVICES BUREAU-COMMUNICATIONS DIVISION.

Lieutenant Frazier stated to the Commission that Officer Weston's supervisor, Sergeant Harvey Harrison, said that Officer Weston had taken this day off sick, that he had been served notice that this matter was on calendar for tonight and there has been no further response from him.

Chief Murphy said that he had not heard anything either and suggested that the date for the Officer's hearing be set. He said his non-appearance is the gist of the problem with Officer Weston.

Commissioner Nelder stated that he thought the Chief's remarks were well taken, that this matter was placed on the calendar to set a date and the interested party, Officer Weston, apparently did not feel it important enough to appear or send a representative.

RESOLUTION NO. 548-80

SETTTING OF DATE FOR HEARING OF POLICE OFFICER WILBERT WESTON, SUPPORT SERVICES BUREAU -COMMUNICATIONS DIVISION

WHEREAS, the date to be set for the disciplinary hearing of Police Officer Wilbert Weston, Support Services Bureau-Communications Division, was called; and

WHEREAS, since Police Officer Wilbert Weston did not appear, and was not represented by counsel, the Police Commission set the date for the disciplinary hearing for October 29, 1980; therefore be it

RESOLVED, that the hearing of the disciplinary charges filed against Police Officer Wilbert Weston, Support Services Bureau-Communications Division, is set for Wednesday, October 29, 1980, at 5:00 p.m, in Room 551, Hall of Justice.

AYES: Commissioners Daly, Nelder, Toler

ABSENT: Commissioners Murphy, Sanchez

DATE TO BE SET FOR HEARING OF POLICE OFFICER HERBERT ALBERT, SUPPORT SERVICES BUREAU-RECORDS DIVISION

WHEREAS, the date to be set for the disciplinary hearing of Police Officer Herbert Albert, Support Services Bureau-Records Division, was called; and

WHEREAS it was requested by Police Officer Herbert Albert that his hearing before the Police Commission be set for November 19, 1980; therefore be it

RESOLVED, that the hearing of the disciplinary charges filed against Police Officer Herbert Albert, Support Services Bureau-Records Division, is set for Wednesday, November 19, 1980 at 5:00 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Daly, Nelder, Toler

ABSENT: Commissioners Murphy, Sanchez

The Commission then adjourned its meeting at 1750 hours.

SECRETARY

22 OCTOBER 1980 REGULAR MEETING

SF - Minutes

The Police Commission meeting scheduled for this date was cancelled due to lack of a quorum.

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SECRETARY

28 OCTOBER 1980 SPECIAL MEETING

A Meet and Confer Session was held this date in accordance with Government Code Procedures with the San Francisco Police Officers' Association, at 1600 hours.

PRESENT: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

San Francisco Police Officers' Association:

Mr. Bob Barry
Paul Chignell
Reno Rapagnani

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Administration:

Deputy Chief Shannon
Deputy Chief Ryan

City Attorney's Office:

Mr. Tim Murphy

Retired Lieutenant Arthur O'Keefe

Sergeant John Currie

Commissioner Nelder moved that number 3, "A commitment to remain in top physical condition. (Necessary to physically control a 85-110 lb. dog). (Specifc test and measure), "and number 6, "Officer must agree to serve eight weeks probationary period in the unit to ensure his ability to succeed as a dog handler, i.e., exhibiting both physical and mental control of the animal. Dog handlers will be evaluated at three month intervals on their ability to handle the dogs and evaluation will be made of the facility where the dog is kept. This evaluation will be specific and objective and available to be looked at in the office of the Commanding Officer of the Tactical Division," be eliminated.

It was unanimously approved.

After much discussion, all parties agreed on amendments to the order and it was to be presented to the Police Commission at the next Commission Meeting, October 29, 1980 for Public Hearing and possible final adoption.

The Commission then adjourned its meeting at 1700 hours.

SECRETARY

29 OCTOBER 1980 REGULAR MEETING

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, October 29, 1980, at 1700 hours, in regular session.

PRESENT: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

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Commissioner Sanchez presiding.

At 1600 hours the Commission held a Special Meeting, Executive Session:

1. Personnel Matters

No Vote was taken.

The Commissioners, having received, amended and returned minutes of the meetings of August 27, 1980 and September 3, 1980, reading of same was dispensed with and the minutes were approved.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RECOMMENDATION OF THE TRAFFIC BUREAU

Upon being asked by Commissioner Sanchez if there were any traffic items that were controversial, Sergeant John Newlin, of the Traffic Survey Division, stated that there were and that they were items #11, 12 and 13, a request by Muni Railway to install red zoning on portions of Judah Street to facilitate thw two car Muni-Metro trains that are running and which are not adequately provided for by the existing islands constructed to facilitate one car. He said the key to this matter lies with the Board of Supervisors through the Police Fire and Safety Committee, who are engaged in the consideration of either pulling the islands out or leaving them. Right now, he said, they have postponed this decision as it is somewhat controversial between the different people. They have postponed it until after November. He said until they rule on it one way or another the Police Department's position is one to approve the Muni red zoning on Judah Street.

Commissioner Sanchez then asked if there were anyone present to speak for or against this proposal.

Sergeant Newlin said a representative from the Muni and two people present are here for and against it.

Commissioner Sanchez then stated that the Commission would not take action on these items tonight and will calendar it for November 12th, which would give the Board of Supervisors sub-commmittee time to act upon it and, also, to have the Department review it again along with the others, and at that point the Police Commission would take action.

RECOMMENDATION OF THE TRAFFIC BUREAU - APPROVED

RESOLVED, that the recommendation of the Traffic Bureau on the installation of zoning for the regulation of traffic on the public streets, be, and the same are hereby approved:

721 BEACH STREET - SUPER SHIRTS

a) At 721 Beach Street, install a 22' yellow zone, extending from 3' west to 19' east of west property line.

b) New Curb, DO NOT REPLACE METERS 709 to 717.

507 POST STREET - PACIFIC PLAZA

a) At 507 Post Street, install a 22' white zone, extending from 66' to 88' west of east property line.

b) Remove meter #507.

1548 SANCHEZ STREET - ST. PAUL SCHOOL

a) At 1548 Sanchez Street, install a 42' white zone, extending from north property line 42' south of same.

1662 LOMBARD STREET - LOMBARD REAL ESTATE COMPANY

a) At 1662 Lombard Street, install a 29' green zone, extending from east building line 29' west of same.

197-6th AVENUE - PARK PRESIDIO LIQUORS

a) At 197-6th Avenue, install a 22' green zone, extending from 15' to 37' north of south property line.

197-6th AVENUE - PARK PRESIDIO LIQUORS

a) At 197-6th Avenue, install a 22' yellow zone, extending from 37' to 59' north of south property line.

415 O'FARRELL STREET - AIR TERMINAL HOTEL

a) At 415 O'Farrell Street, revoke existing STLZ, extending from 1' east to 21' west of east property line.

b) Replace with 20' white zone, extending from 1' east to 21' west of east property line.

c) Remove meter 409.

1242-19th AVENUE - CHIROPRATOR

a) At 1242-19th Avenue, install a 16' white zone, extending between driveway 1422-19th Avenue.

22 NORMANDIE TERRACE - NORWEGIAN CONSULATE GENERAL

a) At 22 Normandie Terrace, install a 22' white zone, extending 22' north of south property line.

3120-16th STREET - MAVRICK PRODUCE - DENIED

a) At 3120-16th Street, install a 22' yellow zone, extending west of property line 22'

east of same. DENIED.

b) Meter 3114 to be removed. DENIED.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

REVOKED

RESOLVED, that the recommendation of the Traffic Bureau on the revocation of 20 feet of yellow zone, at the part of the City, at the location submitted, be, and the same is hereby approved.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 556-80

ANN SCHIFTER

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Ann Schifter against the City and County of San Francisco in the sum of $100.24 as the result of a collision with a police vehicle, be, and the same is hereby approved.

Date of Accident: May 21, 1980

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 557-80

STATE FARM INSURANCE COMPANY AND DEBRA & LOIS BURNEY

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of the State Farm Insurance Company and Debra and Lois Burney against the City and County of

San Francisco in the sum of $948.15 as the result of a collision with a police vehicle, be, and the same is hereby approved.

Date of Accident: July 3, 1980

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 558-80

HELMUT M. SCHLITZER

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Helmut M. Schlitzer against the City and County of San Francisco in the sum of $35.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: July 4, 1980

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 559-80

LUIZ GUIDO CARLI

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Luiz Guido Carli against the City and County of San Francisco in the sum of $105.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 10,1980

AYES: Commissioners Daly, Nelder,Toler, Murphy, Sanchez

RESOLUTION NO. 560-80

AUTHORIZING ATTENDANCE OF LIEUTENANT RICHARD H. TRUEB, LEGAL OFFICE, AT THE ANNUAL ALL COMMITTEE

TRAINING CONFERENCE, PASADENA, CALIFORNIA, ON OCTOBER 31, 1980

RESOLVED, that the recommendation of the Chief of Police that Lieutenant Richard H. Trueb, Legal Office, be detailed to attend the Annual All Committee Training Conference at Pasadena, California, on October 31, 1980, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by Lieutenant Richard H. Trueb, Legal Office, in a sum not to exceed $134.00, will be defrayed by the San Francisco Police Department's Police Officers' Training Fund.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 561-80

TRAVELING EXPENSE VOUCHERS - APPROVED

RESOLVED, that the Traveling Expense Vouchers submitted by the following-named members of the Police Department for expenses incurred in attending the below-indicated program, be, and the same are hereby approved:

Lieutenant James Hicks Communications Division Lieutenant Richard Kazarian Records Division	$694.00 each	(Middle Management Training (Course, San Diego, (California, from (September 15,1980 (to September 26,1980.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 562-80

TRAVELING EXPENSE VOUCHER - APPROVED

RESOLVED, that the Traveling Expense Vouhcer submitted by the following-named members of the Police

Department for expenses incurred in attending the below-indicated program, be, and the same is hereby approved:

Sergeant James Hall Officer Edgar Callejas Officer Douglass Kidd Officer Daniel May Officer Randolph Radosavich Officer Reno Rapagnani Tactical Division	$654.00	(Special Weapons and Tactics Refresher Training Course, Monterey, California, from September 2,1980 to September 3, 1980.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 563-80

TRAVELING EXPENSE VOUCHER - APPROVED

RESOLVED, that the Traveling Expense Voucher submitted by the following-named member of the Police Department for expenses incurred in attending the below-indicated program, be, and the same is hereby approved:

Sergeant Thomas Blackwell Tactical Division	$198.00	(Special Protection Seminar, Eureka, California, from October 10,1980 to October 12,1980.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 564-80

TRAVELING EXPENSE VOUCHER - APPROVED

RESOLVED, that the Traveling Expense Voucher submitted by the following-named member of the Police Department for expenses incurred in attending the below-indicated program, be, and the same is hereby approved:

Lieutenant William Groswird Personnel & Training)	$694.00	(Middle Management (Training Course, (San Diego, Calif- (ornia, from Septem- (ber 15,1980 to (September 26, 1980.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 565-80

TRAVELING EXPENSE VOUCHER - APPROVED

RESOLVED, that the Traveling Expense Voucher submitted by the following-named member of the Police Department for expenses incurred in attending the below-indicated program, be, and the same is hereby approved:

Sergeant Richard Holder Officer Edward Dullea Officer Charles Keohane Officer Michael McElligott Officer Jeremiah Morgan Officer Robert Puts Officer William Taylor Officer Edward St. Andre Officer Robert Sudano Officer Michael Travis Tactical Division	$1,072.00	(Special Wea- (pons and Tactics (Refresher Train- (ing Course, at (Monterey, Calif- (ornia, from Octo- (ber 16,1980 to (October 17,1980.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 555-80

AUTHORIZING ATTENDANCE OF POLICE OFFICER DALE BOYD, POLICE RANGE, AT THE FIREARMS INSTRUCTORS' COURSE, AT EUREKA, CALIFORNIA, FROM NOVEMBER 3, 1980 TO NOVEMBER 15,1980.

RESOLVED, that the recommendation of the Chief of Police that Police Officer Dale Boyd, Police Range, be detailed to attend the Firearms Instructors' Course, at Eureka, California, from November 3, 1980 to November 15,1980, be, and the same is hereby approved; and be it further

RESOLVED that expenses incurred by Police Officer Dale Boyd, Police Range,in a sum

not to exceed $654.00, will be defrayed by the San Francisco Police Department's Police Officers' Training Fund.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 566-80

AUTHORIZING ATTENDANCE OF LIEUTENANT DANIEL MORIARTY, PARK POLICE STATION, AND LIEUTENANT MARIO TOVANI, NORTHERN POLICE STATION, AT A MIDDLE MANAGEMENT TRAINING COURSE, AT LONG BEACH, CALIFORNIA, FROM NOVEMBER 9, 1980 TO NOVEMBER 21, 1980.

RESOLVED, that the recommendation of the Chief of Police that Lieutenant Daniel Moriarty, Park Police Station, and Lieutenant Mario Tovani, Northern Police Station, be detailed to attend a Middle Management Training Course, at Long Beach, California, from November 9, 1980 to November 21, 1980, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by Lieutenant Daniel Moriarty and Lieutenant Mario Tovani, in a sum not to exceed $682.00 each, will be defrayed by the San Francisco Police Department's Police Officers' Training Fund.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 567-80

AUTHORIZING ATTENDANCE OF INSPECTOR ROBERT BRONSON AND INSPECTOR GEORGE WALSH, INVESTIGATIONS BUREAU-FRAUD DIVISION, AT AN ECONOMIC CRIMES INVESTIGATION COURSE, AT SACRAMENTO, CALIFORNIA, FROM NOVEMBER 3,1980 TO NOVEMBER 7, 1980.

RESOLVED, that the recommendation of the Chief of Police that Inspector Robert Bronson and Inspector George Walsh, Investigations Bureau-Fraud Division, be detailed to attend the Economic Crimes Investigations Course at Sacramento, California, from November 3, 1980 to November 7, 1980, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by Lieutenant Robert Bronson and Inspector George Walsh, in a sum not to exceed $268.00 each, will be defrayed by the San Francisco Police Department's Police Officers' Training Fund.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 554-80

AUTHORIZING ATTENDANCE OF LIEUTENANT VICTOR MACIA, FIELD TRAINING AND EVALUATION PROGRAM, AT THE EXECUTIVE AND PERSONNEL ADMINISTRATION SEMINAR, AT ORLANDO, FLORIDA, FROM NOVEMBER 9, 1980 TO NOVEMBER 13, 1980.

RESOLVED, that the recommendation of the Chief of Police that Lieutenant Victor Macia Field Training and Evaluation Program, be detailed to attend the Executive and Personnel Administration Seminar, at Orlando, Florida, from November 9, 1980 to November 13, 1980, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by Lieutenant Victor Macia, in a sum not to exceed $384.00, will be defrayed by the San Francisco Police Department's Police Officers' Training Fund.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

PUBLIC HEARING RELATIVE TO "TAKE BACK THE NIGHT COALITION MARCH" WHICH OCCURRED ON OCTOBER 11,1980.

Commissioner Sanchez stated that he would explain a little bit about this item as far as procedures and the Police Commission, itself, and its own sense of objectivity in trying to pursue the findings and review allegations that will be brought forth in the future.

He said there were two meetings the Commission did not hold recently because of Commissioners

being out of town, or other commitments, and this is the first time this has happened in a number of years. He said as a result there was a public hearing that was posted which could really not be held at this point pertaining to either direct allegations of individuals and/or individuals within the department. He said the fact is that the Commission sits as the review body pertaining to allegations brought before it after review with the Chief of Police, and with Internal Affairs, and other internal processes. Nonetheless, he said, the Commission knows that this has been scheduled and Commissioner Murphy would like to make a few comments on this, and with this he relinquished the floor to Commissioner Murphy.

Commissioner Murphy said to the complainants in the audience that the Commission did not want more than two people to speak on this issue. She said what the Commission would like to hear is their perception of what their permission was from the Mayor's Office, and the Police Department, and what happened in general. She said she would caution the speakers in that they shall not give a star number, or name of an officer, because, if done, then the Commission would have to disqualify itself when, and if, it should come before the Commission. She said the Commission would prefer a general presentation of what happened from the speakers point of view. She said the Internal Affairs Bureau is charged with, and already has started an investigation which they must do by law. She said also, the Commission would make no decisions tonight and with that in mind she said, would the first speaker please come forth.

Ms. Leslie Levy said that her group was a little bit thrown by the change and that their witness would be a little more thrown than she is because she only had a general statement to make to begin with. She then continued by saying she was a representative of the 'Take Back the Night Coalition.' She said that coalition is an independent group of women whose main purpose was to organize a march to protect violence against women in all of its forms. She continued by saying that they were here tonight to protest the violence which they had to contend with that night from the police. She then went on to explain the occurrence in depth without speaking to specifics as previously requested by the Commission.

Commissioner Daly then asked Department Staff for a progress report to be made to each Commissioner within two weeks if the investigation of this matter is not complete.

This request was acknowledged by Deputy Chief Shannon, and Ms. Levy and her group were thanked for their presentation.

RESOLUTION NO. 573-80

HEARING OF INSPECTOR WILLIAM C. BIGARANI, BUREAU OF INVESTIGATIONS

WHEREAS, the date for the hearing of the disciplinary charges filed against Inspector William C. Bigarani, Bureau of Investigations, was called; and

WHEREAS, it was requested by Inspector William C. Bigarani, that the date for the hearing before the Police Commission be continued until after the criminal charges against him have been adjudicated; therefore be it

RESOLVED, that the date for the hearing of the disciplinary charges filed against Inspector William C. Bigarani, Bureau of Investigations, is set for Wednesday, February 4, 1981 at 5:00 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 546-80

REQUEST OF POLICE OFFICER EDWARD COSTANZI, SOUTHERN POLICE STATION, TO APPEAL HIS FIVE DAYS' SUSPENSTION - APPROVED

WHEREAS, a communication was received from Cornelius P. Murphy, Chief of Police, officially notifying the Police Commission of the suspension of Police Officer Edward Costanzi, Southern Police Station, for a period of five days commencing Monday, October 20, 1980 at 0001 hours and ending Friday, October 24, 1980 at 2400 hours, for violation of the Rules and Procedures of the San Francisco Police Department; and

WHEREAS, Mr. Stephen Bruce Bley, attorney for Police Officer Edward Costanzi, appeared on behalf of Officer Costanzi and requested that the setting of the date for the hearing before the Police Commission to appeal his disciplinary suspension for a period of five (5) days by Cornelius P. Murphy, Chief of Police, be continued for one (1) week; therefore be it

RESOLVED, that the request of Mr. Stephen Bruce Bley, attorney for Officer Costanzi, for a hearing before the Police Commission to appeal his suspension by Chief of Police Cornelius P. Murphy for a period of five (5) days commencing Monday, October 20, 1980 at 0001 hours and ending Friday, October 24, 1980 at 2400 hours, be, and is hereby continued to Wednesday, November 5, 1980 at 5:00 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 550-80

REQUEST OF POLICE OFFICER CURTIS DOWLING, SOUTHERN POLICE STATION, TO APPEAL HIS FIVE DAYS' SUSPENSION - APPROVED

WHEREAS, a communication was received from Cornelius P. Murphy, Chief of Police, officially notifying the Police Commission of the suspension of Police Officer Curtis Dowling, Southern Police Station, for a period of five (5) days commencing Wednesday, October 22, 1980 at 0001 hours, and ending Sunday, October 25, 1980 at 2400 hours, for violations of the Rules and Procedures of the San Francisco Police Department; and

WHEREAS, Mr. Stephen Bruce Bley, attorney for Police Officer Curtis Dowling, appeared on behalf of Officer Dowling and requested that the setting of the date for the hearing before the Police Commission to appeal his disciplinary suspension for a period of five (5) days by Cornelius P. Murphy, Chief of Police, be continued for one week; therefore be it

RESOLVED, that the request of Mr. Stephen Bruce Bley, attorney for Officer Dowling, for a hearing before the Police Commission to appeal his suspension by Chief of Police Cornelius P. Murphy, for a period of five (5) days commencing Wednesday, October 22, 1980 at 0001 hours and ending Sunday, October 26, 1980 at 2400 hours, be, and is hereby continued to Wednesday, November 5, 1980 at 5:00 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 551-80

RECRUIT OFFICER HERMAN E. FOX, POLICE ACADEMY

WHEREAS, charges of violating the Rules and Procedures of the San Francisco Police Department were filed against Recruit Officer Herman E. Fox, Police Academy, as follows:

SPECIFICATION NO. 1

Failure to comply with the provisions of California Vehicle Code Section 20002(a) after involvement in an automobile accident. (Violation of Section 2.01 of the Rules and Procedures of the San Francisco Police Department.)

SPECIFICATION NO. 2

Failure to notify his commanding officer of the occurrence (automobile accident) when it came to his attention. (Violation of Section 2.61 of the Rules and Procedures of the San Francisco Police Department.)

SPECIFICATION NO. 3

Failure to notify the recruit training supervisor or the Operations Center. (Violation of Recruit School Rules and Procedures, Section VII, Rule No. 18, San Francisco Police Department.)

SPECIFICATION NO. 4

Failure to obey a lawful order of his superior officer. (Violation of Section 2.45 of the Rules and Procedures of the San Francisco Police Department.)

SPECIFICATION NO. 5

Failure to truthfully answer questions propounded. (Violation of Section 2.49 of the Rules and Procedures of the San Francisco Police Department.)

SPECIFICATION NO. 6

Failure to conduct himself in an officerlike manner. (Violation of Section 2.13 of the Rules and Procedures of the San Francisco Police Department.)

by James A. Ryan, Acting Chief of Police, of the San Francisco Police Department; therefore be it

RESOLVED, that the setting of the date for the hearing before the Police Commission on charges filed against Recruit Officer Herman E. Fox, Police Academy, be, and the same is hereby set for Wednesday, November 5,1980 at 5:00 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

POLICE COMMISSION REPORT

Commissioner Daly said that she noticed in the Commission's packets the description of the Department's Plans for Halloween Night. She said most of last year's problems evolved because of a lack of communications between the monitors on the streets and the Police Officers who were there. She said that she heard the communications between the monitors and the police are going very well now and that she just hoped that that communication is continued and everyone remains alert to that effect and, hopefully, there will not be any problems this year.

CHIEF'S REPORT TO THE POLICE COMMISSION

Deputy Chief Shannon said two weeks ago when the Chief was present there was a letter to the Commissioners regarding a proposal from the Japanese Community to set up some type of police box called a Koban. He said the concept is to set up police boxes throughout the city where there would be police officers present and you would be able to find them in case you were in trouble. He said the concept was looked into in the past and the latest report he had was in 1976 when they were discussing the possibility of opening a sub-station in Hallidie Plaza.

It was the feeling then, and it is still the feeling now, that it's an expensive proposition, and an unwielding proposition, and not a good use of police officers. He said it is the Department's position that as the force increases during the year 1981, the Department will be able to put police officers back on foot beats throughout the city and accomplish these same things at much less expense.

Commissioner Nelder then said in that same request for the report just given, the other addendum, he said, what was the situation out there as far as crime is concerned per se? He said numerous complaints had been made and that was the purpose of his raising the issue in the first instance.

Deputy Chief Shannon said that that was an area where the Department has placed extra patrol and, hopefully, the crime rate there is being reduced.

Deputy Chief Ryan stated that the crime rate there has, in fact, been reduced for the period October 1st through October 26th, the on street crime rate was reduced particularly strongarm robbery and purse-snatches by about 21%.

Commissioner Nelder stated that it would not be a bad idea to get periodic reports about the crime rate in that area because the Japanese people are in the process of building the area up commercially as well as residentially, and the Department should give them whatever help it possibly can.

He said he would suggest that the Commission receive a 90 day periodic report to see what the progress might be out there and maybe some of the people who spoke to him may come here and address the Commission and Chief to let them know all of the problems that exist in the area. He said maybe the Staff should be armed first with the information and periodically report to the Commission what the progress is on the different types of crime in the Japanese Town Area.

RECOMMENDATION OF THE AWARDS COMMITTEE

Commissioner Daly chaired the Awards Committee on October 20th, and said that again it was a real pleasure to do so. She said examples of really excellent detective work were provided, lives were saved, dangerous people were apprehended in a safe manner and it is certainly above and beyond the call

of duty, as demonstrated by some of the activities the officers engaged in. She then moved that the Awards Committee report be accepted and that a date be set for the presentation of the awards to the recipients."

It was seconded by Commissioner Nelder and unanimously approved.

November 19th, 1980 was the date set for presentation.

RESOLUTION NO. 568-80

RECOMMENDATIONS OF THE AWARDS COMMITTEE - APPROVED

RESOLVED, that the following-named members of the Police Department, be, and they are hereby granted Awards of Valor - Silver Medal and Bronze Medal, and Meritorious Conduct Award, under the provisions of Sections 5.119 and 5.131 of the Rules and Procedures of the San Francisco Police Department, as approved by the Awards Committee on Monday, October 20, 1980:

Sergeant Ronald W. Akers.....Silver Medal of Valor

Police Officer Terry A. Gregory.....Silver Medal of Valor

Police Officer Johnny (nmi) Velasquez.....Silver Medal of Valor

Police Officer Alex T. Williams.....Silver Medal of Valor

Commander Raymond J. Canepa...Bronze Medal of Valor

Lieutenant James H. Sturken...Bronze Medal of Valor

Police Officer Charles T. Ellis.....Bronze Medal of Valor

Police Officer Quin J. Jones..Bronze Medal of Valor

Police Officer Richard V. Manning.....Bronze Medal of Valor

Police Officer Warren B. Omholt.....Bronze Medal of Valor

Police Officer Joseph F. Pieralde.....Bronze Medal of Valor

Police Officer Randolph M. Radosevich.....Bronze Medal of Valor

Police Officer Timothy F. Smith.....Bronze Medal of Valor

Police Officer Thomas L. Wong.....Bronze Medal of Valor

Inspector Thomas P. Vigo.....Meritorious Conduct Award

Inspector John A. Wydler.....Meritorious Conduct Award

Police Officer Richard A. Arambula.....Meritorious Conduct Award

Police Officer Daniel B. Boden.....Meritorious Conduct Award

Police Officer Philip D. Brown.....Meritorious Conduct Award

Police Officer Hermann Chu....Meritorious Conduct Award

Police Officer Forrest M. Fulton.....Meritorious Conduct Award

Police Officer Joseph C. Kirley.....Meritorious Conduct Award

Police Officer James E. Ludlow.....Meritorious Conduct Award

Police Officer Joe E. Williams.....Meritorious Conduct Award

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 569-80

REWARDS GRANTED TO MEMBERS OF THE POLICE DEPARTMENT

WHEREAS the following-named members of the Police Department have been commended for courageous service under the provisions of Sections 5.119 and 5.131 of the Rules and Procedures of the San Francisco Police Department at a meeting of the Police Commission held on Wednesday, October 29, 1980; and

WHEREAS, Chief of Police Cornelius P. Murphy has recommended to the Police Commission that the said members be rewarded under the provisions of Section 8.405(a)(4) of the Charter of the City and County of San Francisco; therefore be it

RESOLVED, that Sergeant Ronald W. Akers,

Police Officers Terry A. Gregory, Johnny Velasquez, and Alex T. Williams, be,and they are hereby awarded Silver Medals of Valor and granted a reward of $100.00 each, as provided for under said section of the Charter; and be it further

RESOLVED, that Commander Raymond J. Canepa, Lieutenant James H. Sturken, Police Officers Charles T. Ellis, Quin J. Jones, Richard V. Manning, Warren B. Omholt, Joseph F. Pieralde, Randolph M. Radosevich, Timothy F. Smith, and Thomas L. Wong, be, and they are hereby awarded Bronze Medals of Valor, and granted a reward of $50.00 each, as provided for under said section of the Charter; and be it further

RESOLVED, that Inspectors Thomas P. Vigo, John A. Wydler, Police Officers Richard A. Arambula, Daniel B. Boden, Philip D. Brown, Hermann Chu, Forrest M. Fulton, Joseph C. Kirley, James E. Ludlow, and Joe E. Williams, be, and they are hereby awarded Meritorious Conduct Awards, and granted a reward of $50.00 each, as provided for under said section of the Charter.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RECOMMENDATION OF THE CHIEF OF POLICE THAT THE POLICE COMMISSION ADOPT A PROPOSED GENERAL ORDER ESTABLISHING A FUNERAL COMMITTEE

Deputy Chief Shannon said that this was an update of an old General Order inserting the names of the new ranks into the Funeral Committee and developing a procedure in the event that a police officer is shot and killed. A procedure as to who is to be notified and what the officers are to do when this situation occurs.

Commissioner Murphy moved for adoption and Commissioner Daly seconded.

It was then unanimously approved.

RESOLUTION NO. 570-80

GENERAL ORDER ESTABLISHING A FUNERAL COMMITTEE

RESOLVED, that the Police Commission adopt the proposed Department General Order establishing a Funeral Committee.

(Copy on file in the Police Commission Office.)

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

SETTING OF DATE FOR A PUBLIC HEARING RELATIVE TO ADOPTING A GENERAL ORDER CHARGING VIOLATIONS OF PROBATION OR PAROLE. AND

SETTING OF DATE FOR A PUBLIC HEARING RELATIVE TO PROPOSED STANDARD OPERATING PROCEDURES FOR UNUSUAL OCCURRENCES AS DEPARTMENT POLICY.

A date one (1) week hence was set for public hearing on these two items. An ad will be placed in the newspapers to that effect.

NOTIFICATION OF REVOCATION OF MOTOR VEHICLE FOR HIRE PERMIT HAS BEEN SENT TO MR. STANLEY FONG FOR FAILURE TO COMPLY WITH VARIOUS SECTIONS OF THE POLICE CODE - (CONTINUED FROM THE MEETING OF OCTOBER 8,1980.)

A report was received by the Police Commission Office from the Permit Bureau attesting to the fact that Mr. Stanley Fong had complied with all of the requirements of the various sections of the Police Code and has now resumed operation of his Vehicle for Hire Permit.

This matter was then continued off calendar.

RECOMMENDATION OF THE CHIEF OF POLICE THAT THE POLICE COMMISSION ADOPT THE PROPOSED CRITERIA TO BE USED AS QUALIFICATIONS FOR MEMBERS OF THE DOG UNIT. (CONTINUED FROM THE MEETING OF OCTOBER 15, 1980.)

Deputy Chief Shannon said that this is the item the Commissioners had a Meet and Confer session on yesterday.

He said he had just given the Commissioners a letter updating the required qualifications and they are attachment 1 of that letter in which is including that evaluations be made once every three months as opposed to once every 6 months, and also included is that the facility would be checked where the dog is kept. He then pointed to the other amendments which had been added to attachment two.

Mr. Bob Barry, of the Police Officers' Association, stated that he had just reviewed the amendments and apparently there was a communications gap between him and the Department Staff. He said he appreciated

the Commission's time yesterday in the Meet and Confer Session, however, he said, it seems that the language in the amendment seems to be reverting back to square one. He said he did not know what the interpretation of a 'family atmosphere' meant and he would suggest as an alternative to that that the language in item #11 state, 'the dog must, on a planned and continuous basis, be exposed to all social environments which shall include exposure to children.'

Commissioner Nelder stated that he thought it had been agreed to do this, but at any rate, he would move to make the necessary amendment as suggested by Mr. Bob Barry.

It was seconded by Commissioner Daly and unanimously approved.

RESOLUTION NO. 571-80

QUALIFICATIONS FOR DOG HANDLER - APPROVED

RESOLVED, that the qualifications for dog handler as set out in Information Bulletin No. 80-110, with the modifications, be, established.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RECOMMENDATION OF THE CHIEF OF POLICE THAT THE POLICE COMMISSION ADOPT DEPARTMENT GENERAL ORDER O-1, REGARDING "OUTSIDE AGENCY REPORTS." - CONTINUED FOR TWO (2) WEEKS.

Commissioner Nelder raised a question concerning the language in one part of this order, specifically, "Felony of a serious nature" as to it's appropriateness and inclusion in the order.

After much discussion on this issue, Deputy Chief Shannon asked for a two weeks delay prior to adopting this order to allow him to confer with the Support Services Bureau who take the reports in this regard.

AUTHORIZING THE CHIEF OF POLICE OF THE CITY AND COUNTY OF SAN FRANCISCO TO APPLY, ACCEPT, AND EXPEND DISCRETIONARY FUNDS FROM THE CALIFORNIA

DEPARTMENT OF TRANSPORTATION TO BE USED TO PROVIDE A SPECIAL TRANSPORTATION COMPONENT TO THE SAN FRANCISCO SENIOR ESCORT OUTREACH PROGRAM.

Mr.Mark Forester stated that the situation is that in their HUD funding for next year, as approved by the Mayor's Office of Community Development, by the Mayor and the Board of Supervisors, will only be $6,000 for transportation, a $20,000 cut. He said the Presidents of the Advisory Councils and the neighborhood coordinator, one of whom is here, urged him to get himself out and get some kind of alternative transportation. He said what they have obtained is information that the secretary's discretionary fund to special transportation needs is available and they would like to obtain a van with lift which becomes the property of the San Francisco Police Department should the project disappear, which could happen. He said for 18 months they will receive for these funds the van, the driver, the gasoline, the maintenance and all of the other things. He said at the end of the period of time that this grant applied, if the program is still in existence, the expectation is that the Police Department will pick the van up in terms of maintenance, and gasoline, and probably supply a driver.

Lieutenant Frank Jordan also commented and said this has been discussed with Chief Murphy and his unit is planning to have this as an extension of the Senior Outreach Program.

Commissioner Toler then moved for approval and it was seconded by Commissioner Murphy and unanimously approved.

RESOLUTION NO. 572-80

AUTHORIZING THE CHIEF OF POLICE OF THE CITY AND COUNTY OF SAN FRANCISCO TO APPLY, ACCEPT, AND EXPEND DISCRETIONARY FUNDS FROM THE CALIFORNIA DEPARTMENT OF TRANSPORTATION TO BE USED TO PROVIDE A SPECIAL TRANSPORTATION COMPONENT TO THE SAN FRANCISCO SENIOR ESCORT OUTREACH PROGRAM.

RESOLVED, that the Police Commission does hereby authorize the Chief of Police of the City and County of San Francisco to apply, accept, and expend discretionary funds from the California Department of Transportation to be used to provide a special transportation component to the San Francisco Senior Escort Outreach Program, as follows:

$62,638.00 For the purpose of providing a special transportation component to the San Francisco Senior Escort Outreach Program.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

STATUS REPORT IN THE MATTER OF POLICE OFFICER ROBERT C. MULRY, SUPPORT SERVICES BUREAU-PROPERTY CONTROL DIVISION

The status report in the matter of Police Officer Robert C. Mulry, Support Services Bureau-Property Control Division, was called, it having been continued from the meeting of October 1, 1980.

Police Officer Robert C. Mulry appeared in person and was represented by Stephen Bruce Bley and Sergeant Michael Hebel, attorneys at law.

Mr. Lawrence Wilson, attorney at law, appeared on behalf of the San Francisco Police Department.

The primary issue regarding Officer Mulry's status report concerns his continued inability to meet weight requirements of the San Francisco Police Department, violation of Rule 2.36.

Statements were made by Mr. Stephen Bruce Bley as far as Officer Mulry's weight problems and physician's report on same.

Statements were also made by Sergeant Michael Hebel as to his quest for disability retirement before the Retirement Board.

After listening to testimony from all the attorneys involved, the Commission adopted two (2) resolutions, which are as follows:

RESOLUTION NO. 552-80

RESOLVED, that it is the order of the Police Commission that Police Officer Robert C. Mulry, Support Services Bureau-Property Control Division, be given sixty (60) days, of which at the end of the first thirty (30) days, Saturday,

November 29, 1980, he shall be in compliance with Rule 2.36, conforming to a required weight for him of 218 pounds, maintaining that weight for thirty (30) days thereafter, and at which time he would return before the Police Commission for reconsideration December 31, 1980, at 5:00 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Daly, Nelder, Toler, Murphy

ABSTAINING: Commissioner Sanchez

RESOLUTION NO. 553-80

RESOLVED, that it is the order of the Police Commission that the Commissioner receive from any physician(s) familiar with Officer Mulry's condition, a written statement as to what they consider the prognosis of the Officer's condition as to its permanence and totality; and be it further

RESOLVED, that it is the order of the Police Commission that said physician(s) be given a copy and explanation of what the Department's Limited Duty Policy is so that they may address themselves to that portion of the policy which is pertinent to Officer Mulry's weight, injury and his ability to recover. Said information shall be made available to the Commission at least one (1) week prior to Officer Mulry's mandatory appearance date of Wednesday, December 31, 1980.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 574-80

DISMISSAL OF CHARGES FILED AGAINST POLICE OFFICER KATHERINE ANDERSON, INGLESIDE POLICE STATION

WHEREAS, charges of violating the Rules and Procedures of the San Francisco Police Department were filed against Police Officer Katherine Anderson, as follows:

SPECIFICATION NO. 1

Conduct Unbecoming an Officer. (Violation of Section 2.13 of the Rules and Procedures of the San Francisco Police Department.)

SPECIFICATION NO. 2

Failure to Truthfully Answer Questions Propounded. (Violation of Section 2.49 of the Rules and Procedures of the San Francisco Police Department.)

by Cornelius P. Murphy, Chief of Police of the San Francisco Police Department; and

WHEREAS, Mr. Everett Hewlett, attorney for Police Officer Katherine Anderson, presented oral and written arguments for a motion to dismiss said charges; and

WHEREAS, Mr. Lawrence Wilson, Prosecuting Attorney for the Police Department submitted oral and written documents opposing the motion for dismissal; therefore be it

RESOLVED, that the Police Commission having weighed the contents of both presentations hereby orders that the above-stated charges filed before the Police Commission on September 3, 1980, against Police Officer Katherine Anderson, Ingleside Police Station, be, and the same are hereby dismissed.

AYES: Commissioners Daly, Nelder, Toler, Sanchez

ABSTAINED: Commissioner Murphy

Commissioner Toler moved for dismissal and Commissioner Daly seconded.

Commissioner Murphy abstained.

HEARING OF POLICE OFFICER WILBERT WESTON, SUPPORT SERVICES BUREAU -COMMUNICATIONS DIVISION

The hearing of Police Officer Wilbert Weston, Support Services Bureau-Communications Division, was called, it having been set for this date. Police Officer Wilbert Weston was charged with violating the Rules and Procedures, as follows:

SPECIFICATION NO. 1

Failure to obey a lawful order. (Violation of Section 2.45 of the Rules and Procedures of the San Francisco Police Department.)

SPECIFICATION NO. 2

Failure to submit a sick certificate. (Violation of Section 5.51 of the Rules and Procedures of the San Francisco Police Department.)

SPECIFICATION NO. 3

Simulating Illness. (Violation of Section 5.55 of the Rules and Procedures of the San Francisco Police Department.)

SPECIFICATION NO. 4

Unofficerlike Conduct. (Violation of Section 2.13 of the Rules and Procedures of the San Francisco Police Department.)

SPECIFICATION NO. 5

Failure to Answer Questions Propounded. (Violation of Section 2.49 of the Rules and Procedures of the San Francisco Police Department.)

in a properly verified complaint by Cornelius P. Murphy, Chief of Police of the San Francisco Police Department.

Police Officer Wilbert Weston did not appear in person and was not represented by counsel.

Mr. Lawrence Wilson, attorney at law, appeared as the Prosecutor for the Police Department.

No plea was entered for Police Officer Wilbert Weston.

Reading of the Charges was waived.

An opening statement was made by Mr. Lawrence Wilson, Prosecuting Attorney.

The following-named witnesses appeared for the Prosecution, were duly sworn and testified:

Sergeant Victor Rykoff
Internal Affairs Bureau

Lieutenant Edward McDonough
Communications Division

A closing statement was then made by the Prosecuting Attorney.

The Commission then took the matter under submission at 2120 hours and continued the matter for final determination and decision to Wednesday, November 5, 1980 at 5:00 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

The Commission then adjourned its meeting at 2125 hours.

SECRETARY

5 NOVEMBER 1980 REGULAR MEETING

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, November 5, 1980 at 1700 hours in regular session.

PRESENT: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

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Commissioner Sanchez presiding.

The Commissioners, having received, amended and returned copies of the minutes of the meetings of September 10, 1980, September 17, 1980 and September 24, 1980, reading of same was dispensed with and the minutes were approved.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RECOMMENDATION OF THE TRAFFIC BUREAU - APPROVED

RESOLVED, that the recommendation of the Traffic Bureau on the installation of zoning for the regulation of traffic on the public streets, be, and the same are hereby approved:

541-8th STREET - WEST & ASSOCIATES

a) At 541-8th Street, install a 44' green zone, extending between driveways.

706 LARKIN STREET - MAR-CRAW

a) At 706 Larkin Street, install a 24' yellow zone, extending from 4' to 28' south of north property line. (inactive bus zone.)

226 HARRISON STREET - U.S. POSTAL SERVICE

a) At 226 Harrison Street, install a 44' yellow zone, extending from 125' to 169' west of Main.

615 LAGUNA STREET - LAGUNA LAUNDROMAT

a) At 615 Laguna Street, install a 22' green zone, extending from north property line 22' south of same.

1621-25 MISSION STREET - CITY BUILDERS SUPPLY

a) At 1621-25 Mission Street, install a 54' yellow zone, extending from 6' to 60' east of driveway.

b) Meters 1623-1625 to be removed.

333 EUCLID - JOHN GEARY SCHOOL

a) At 333 Euclid, install an 88' white school bus zone, extending from west property line 88' east of same.

1059 FOLSOM STREET - CARMICHAEL SCHOOL

a) At 1059 Folsom Street, install an 88' white zone, extending from 6' to 94' east of Sherman Alley.

815 BUENA VISTA - WALDEN HOUSE INC.

a) At 815 Buena Vista West, install a 22' blue zone, extending from east of white zone 22' west of same.

2700 VALLEJO STREET - CONSULATE GENERAL OF JAPAN

a) At 2700 Vallejo Street, install a 44' white zone, extending from east property line 44' west of same.

2 GENNESSEE - MUNI RAILWAY

a) At 2 Gennessee, install a 27' red zone, extending from present red zone 27' north of same.

1 GENNESSEE - MUNI RAILWAY

a) At 1 Gennessee, install a 63' red zone, extending 63' north from Judson Street.

445 BURNETT - TWIN PEAKS SCHOOL - REVOKED

a) At 445 Burnett, revoke existing 200' white zone, extending 200' north of driveway of school yard.

301 JUNIPERO SERRA - GLENDALE FEDERAL SAVINGS - REVOKED

a) At 301 Junipero Serra, revoke existing 88' green zone, extending 88' south of Ocean Avenue.

18 VALENCIA STREET - S.F.P.D. - REVOKED

a) At 18 Valencia Street, revoke existing 34' yellow zone, extending from 10' to 44' north of McCoppin Street.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

REVOKED

RESOLVED, that the recommendation of the Traffic Bureau on the revocation of 322 feet of white, green and yellow zones, at the parts of the City, at the locations submitted, be, and the same are hereby approved.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RETIREMENTS

Communications were received from the Retirement Board officially notifying the Police Commission of the retirement of the following-

named members of the Police Department:

a) Captain Ford E. Long, Northern Police Station, for service, effective October 1, 1980.

b) Captain George P. Jeffery, Mission Police Station, for service, effective October 8, 1980.

c) Sergeant James J. Sullivan, Jr., Potrero Police Station, for service, effective September 24, 1980.

d) Lieutenant David J. Dillon, jr., Mission Police Station, for service, effective October 8, 1980.

e) Police Officer George G. Garcia, Richmond Police Station, for service, effective October 8, 1980.

The communications were ordered filed.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 576-80

STATE FARM INSURANCE COMPANY AND PETER SCHMOELLING.

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of the State Farm Insurance Company and Peter Schmoelling against the City and County of San Francisco in the sum of $480.15 as the result of a collision with a police vehicle, be, and the same is hereby approved.

Date of Accident: August 27, 1980

AYES: Commissioners Daly,Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 577-80

CALIFORNIA STATE AUTOMOBILE ASSOCIATION AND TOSHICHIKA HARA

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of the California State Automobile Association and Toshichika Hara against the City and County of San Francisco in the sum of $408.90 as the result of a collision with a police vehicle, be, and the same is hereby approved.

Date of Accident: June 18, 1980

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 579-80

LARRY SPIRES

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Larry Spires against the City and County of San Francisco in the sum of $282.04 as the result of a collision with a police vehicle, be, and the same is hereby approved.

Date of Accident: July, 1980

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 580-80

STEPHEN JAY HANSEN

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Stephen Jay Hansen against the City and County of San Francisco in the sum of $134.50 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: September 19, 1980

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 581-80

DORA A. RUST

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Dora A. Rust against the City and County of San Francisco in the sum of $65.93 as the result of a collision with a police vehicle, be, and the same is hereby approved.

Date of Accident: August 8, 1980

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 582-80

JOHN R. WINTER

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of John R.Winter against the City and County of San Francisco in the sum of $40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 12, 1980

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 578-80

ALLAN BUDZINSKI

RESOLVED, that the recommendation of the City Attorney for settlement of Small Claims Court Action No. 377 886 against the City and County of San Francisco in the sum of $302.00 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: July 1, 1980

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 583-80

TRAVELING EXPENSE VOUCHERS - APPROVED

RESOLVED, that the Traveling Expense Vouchers submitted by the following-named members of the Police Department for expenses incurred in attending the below-indicated program, be, and the same are hereby approved:

Lieutenant Richard Shippy Sergeant Julian Landman Police Officer George Cima Police Officer Robert Del Torre Police Officer Jerry Donovan Police Officer John Hennessey Police Officer Michael Lawson Police Officer Wayne Smith	$872.00	(Special Weapons and Tactics (Refresher Training Course, at (Monterey, California, from (October 9,1980 (to October 10, (1980.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

POLICE COMMISSION REPORT

Commissioner Daly stated that she would like to commend the Department for doing an incredibly difficult and excellent job in the Castro Neighborhood on Halloween evening. She said she had heard praises from people in that neighborhood over and over again since then and they all said it was an excellent job.

Commissioner Murphy said she has a question she would like the Chief to answer. She referred to a newspaper article that stated 'The Nations Police called un-ready to deal with Ghetto unrest.' She then asked if the Department had a plan of action for any of the city's several ghettos, or unclaves of areas, where persons might be restless.

Chief Murphy answering in the affirmative said, there are plans, city-wide, as part of the Department's Emergency Planning Operations. He said there are also Contingency Plans for disturbances that may occur in any part of the city, and this is a result of the Grand Jury recommendation after the May 21st incident of last year.

CHIEF'S REPORT TO THE POLICE COMMISSION

Chief Murphy said he would make a brief report on the status of the Mounted Unit. He said the Department is, in fact, receiving some additional horses. He said Park & Rec is having a raffle to provide two horses and equipment to the Police Department, and the Market Street Development Association is also having a fund raiser for an additional horse.

The Chief then called upon Commander Gerald D'Arcy to give the Commission a brief update on the traffic grant program for the Vehicle Accident Reduction through Enforcement and the solo/motorcycles with the radar equipment.

After a brief question and answer period with Commander D'Arcy, the Commission thanked him and the Chief and the next item was called.

RESOLUTION NO. 584-80

PATROL SPECIAL OFFICER GEORGE E. MARBLE - REVOKED

RESOLVED, that the appointment of Patrol Special Officer George E. Marble, Beats No. 141 and 144, Ingleside Police District, be, and the same are hereby revoked effective November 5, 1980, he having sold his beats to Patrol Special Officer Cliff Stevens.

AYES: Commissioners Daly,Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 585-80

PATROL SPECIAL OFFICER CLIFF STEVENS - APPROVED

RESOLVED, that Patrol Special Officer Cliff Stevens is hereby appointed a Patrol Special Officer for Beats No. 141 and 144, Ingleside Police District; said appointment effective November 5, 1980, Officer Cliff Stevens having purchased Beats No. 141 and 144, from Patrol Special Officer George E. Marble.

AYES: Commissioners Daly,Nelder, Toler, Murphy, Sanchez

RECEIPT OF PROPOSED GENERAL ORDER P-4 RELATIVE TO "RESIDENCE CERTIFICATION." (COPIES SENT TO EMPLOYEE ORGANIZATIONS.) - CONTINUED FOR ONE (1) WEEK FOR PUBLIC HEARING.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

PUBLIC HEARING RELATIVE TO A PROPOSED GENERAL ORDER ON CHARGING VIOLATIONS OF PROBATION OR PAROLE.

Chief Shannon said that at this time the procedure is to charge a person with a violation of probation or parole on a felony but presently not on a misdemeanor. He said the Probation Department has changed their procedures and this order now puts our procedures with their procedures and he would request adoption.

The motion for acceptance was made by Commissioner Murphy and seconded by Commissioner Nelder.

RESOLUTION NO. 586-80

GENERAL ORDER CHARGING VIOLATIONS OF PROBATION OR PAROLE - APPROVED

RESOLVED, that the Police Commission hereby adopts a proposed Department General Order regarding Charging Violations of Probation or Parole.

(Copy on file in the Office of the Police Commission.)

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

PUBLIC HEARING RELATIVE TO PROPOSED STANDARD OPERATING PROCEDURES FOR UNUSUAL OCCURRENCES.

Chief Shannon stated that this item had been delayed because of an error and it is now corrected and everyone has seen it, accepted it, believes in it, and understands it. He said once it is published it will be given to all Captains, Lieutenants and Sergeants and it will be the basis for the Department's Training in Unusual Occurrences.

Commissioner Nelder moved for approval and Commissioner Daly seconded.

RESOLUTION NO. 587-80

STANDARD OPERATING PROCEDURES FOR UNUSUAL OCCURRENCES - APPROVED

RESOLVED, that the Police Commission hereby adopts the Standard Operating Procedures for Unusual Occurrences as Department Policy.

(Copy on file in the Office of the Police Commission.)

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

SETTING OF DATE FOR HEARING ON THE ISSUE OF BACK PAY FOR THE PERIOD THAT POLICE OFFICERS ANDREW CITIZEN AND DENNIS MC CAFFREY WERE ON LEAVE PENDING HEARING OF CRIMINAL CHARGES.

Commissioner Sanchez said the Commission would calendar this matter for the 19th of November. He said during that time he would hope that the processes between the opposing attorneys and the City Attorney's Office could be worked out and he would personally call the City Attorney tomorrow to see if, in fact, the Commission needs to get whatever materials they feel are important by the 19th so that the Commission can finish this item and go on to other things which are before this Commission.

Mr. Bley, attorney for the plaintiffs, stated that he would submit his pleading today, and that Mr. Wilson and/or the City Attorney should have their written response by the 14th, and if it is the Commission's wish that it wants further hearing then that is a different matter, but as far as the written pleading he did not want to come back on the 14th and have the City Attorney say that they are still not ready to file. He said with the Commission's permission he would give Lieutenant Frazier the Pleading and ask that the Lieutenant be allowed to make copies for Mr. Wilson and each member of the Commission.

Commissioner Sanchez then said if there were no further discussion on this matter then it would be calendared for the 19th with a progress report in between, and with something in writing generated from the City Attorney's Office in the next day or two.

Commissioner Murphy then moved that the Department, through the Legal Office and Mr. Bley, prepare the documents they think the Commission needs in order to make a decision in this case and that Mr. Wilson, in concert with the City Attorney, will determine what needs to be submitted and all of that material should be submitted to the Commission by the 14th of November. She said in the interim period if there is any information that the Commission needs to know about the final hearing date on this matter then it should be here by the 12th. She said that with all things in hand, documented and etcetera, hopefully by the 19th, at which time the Commission would proceed to hear it. She said if everything is not in proper order and this commitment is not fulfilled, the Commission would then have to set another date for the hearing.

Commissioner Daly seconded, and it was unanimously approved.

RESOLUTION NO. 588-80

SETTING OF DATE FOR HEARING ON THE APPEAL OF THE CHIEF'S SUSPENSION OF POLICE OFFICER EDWARD COSTANZI, SOUTHERN POLICE STATION.

WHEREAS, the date to be set for hearing on the appeal of the Chief's suspension of Police Officer Edward Costanzi, Southern Police Station, was called; and

WHEREAS, it was requested by Mr. Stephen Bruce Bley, attorney for Officer Edward Costanzi, Southern Police Station, that Officer Costanzi's hearing on the appeal of the Chief's suspension before the Police Commission be set for December 3, 1980; therefore be it

RESOLVED, that the hearing on the appeal of the Chief's suspension of Police Officer Edward Costanzi, Southern Police Station, is set for Wednesday, Decmeber 3, 1980, at 5:00 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 589-80

SETTING OF DATE FOR HEARING ON THE APPEAL OF THE CHIEF'S SUSPENSION OF POLICE OFFICER CURTIS DOWLING, SOUTHERN POLICE STATION

WHEREAS, the date to be set for hearing on the appeal of the Chief's suspension of Police Officer Curtis Dowling, Southern Police Station, was called; and

WHEREAS, it was requested by Mr. Stephen Bruce Bley, attorney for Officer Curtis Dowling, Southern Police Station, that Officer Dowling's hearing on the appeal of the Chief's suspension before the Police Commission be set for December 3, 1980; therefore be it

RESOLVED, that the hearing on the appeal of the Chief's suspension of Police Officer Curtis Dowling, Southern Police Station, is set for Wednesday, December 3, 1980 at 5:00 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Daly, Nelder,Toler, Murphy, Sanchez

RESOLUTION NO. 590-80

SETTING OF DATE FOR THE HEARING OF RECRUIT OFFICER HERMAN E. FOX, SUPPORT SERVICES BUREAU-COMMUNICATIONS DIVISION

WHEREAS, the setting of the date for the hearing of disciplinary charges filed against Recruit Officer Herman E. Fox, Support Services Bureau-Communications Division, was called; and

WHEREAS, it was requested by Mr. Stephen Bruce Bley, attorney for Recruit Officer Herman E. Fox, that the date of the hearing before the Police Commission be set for November 19, 1980; therefore be it

RESOLVED, that the date for the hearing of the disciplinary charges filed against Recruit Officer Herman E. Fox, is set for Wednesday, November 19,1980 at 5:00 p.m, in Room 551, Hall of Justice.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 591-80

HEARING OF POLICE OFFICER JOSEPH F. ENGLER, MISSION POLICE STATION

WHEREAS, the date for the hearing of the disciplinary charges filed against Police Officer Joseph F. Engler, Mission Police Station, was called; and

WHEREAS, it was requested by Mr. George J. Engler, attorney for Police Officer Joseph F. Engler, that the date for the hearing before the Police Commission be continued until after the criminal matter against Officer Engler has been adjudicated; therefore be it

RESOLVED, that the date for the hearing of the disciplinary charges filed against Police Officer Joseph F. Engler, Mission Police Station, is set for Wednesday, December 3, 1980 at 5:00 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

DECISION - HEARING OF POLICE OFFICER WILBERT WESTON, SUPPORT SERVICES BUREAU - COMMUNICATIONS DIVISION. - (CONTINUED FROM THE MEETING OF OCTOBER 29,1980.)

Deputy Chief Shannon reported that the Commission had held the Hearing of Officer Weston in absentia and a couple of days after the Hearing the Department received a sick certificate from Dr. Richard Terveneti stating that Wilbert Weston is his patient and was scheduled for knee surgery and was scheduled to go into the hospital on October 27th, which was prior to the Hearing, and would be in the hospital for one week and off for four months. He said upon receiving a copy of the letter he had the Personnel Sergeant investigate as to whether Officer Weston had gone into the hospital, that there was some problem between him and his physician about who would pay for the surgery so the surgery was never done. He said he then directed the Personnel Sergeants Tedesco and Gurnett to attempt to personally contact Officer Weston to have him appear at this hearing tonight. He said they first attempted to phone him at his home in Oakland at 546 Alice Street, and after repeated attempts, they contacted a party at that location who refused to identify himself and said that Officer Weston was no longer at this location and had left no forwarding address or phone number.

He continued by saying that Sergeant Gurnett later phoned that same number again and said that he had a pay check for Officer Weston to see if he could get a rise out of the individual who answered the phone. He said the answering party stated to Sergeant Gurnett that you have Officer Weston's new number. He said Sergeant Gurnett replied that he only had the number he was now calling. He said the individual then said that he would try to reach Officer Weston.

Deputy Chief Shannon then said as of this date and time all efforts to contact Officer Weston has been unsuccessful.

Commissioner Sanchez then asked what the order of the Commission would be in this regard?

Commissioner Murphy moved that Officer Wilbert Weston be terminated.

Commissioner Nelder seconded and it was unanimously approved.

Commissioner Nelder then said that it should be noted that every concession had been made to contact Officer Wilbert Weston to being him before the Commission and the Chief and he has chosen not to appear. He said as recently as last week the Deputy Chief was advised by the Commission to contact Officer Weston and instruct him to be here this evening for the final disposition of this matter and again he chose not to appear and that it should be a matter of record.

CONTINUATION OF THE HEARING OF POLICE OFFICER WILBERT WESTON, SUPPORT SERVICES BUREAU - COMMUNICATIONS DIVISION.

The matter of the hearing of Police Officer Wilbert Weston, Support Services Bureau-Communications Division, was called, it having been continued from the meeting of October 29, 1980.

Police Officer Wilbert Weston did not appear and was not represented by counsel. It was therein noted that all efforts had been exhausted in attempts to contact Officer Weston.

The Commission took the matter under submission, after which the following resolution was adopted:

RESOLUTION NO. 575-80

DECISION - HEARING OF POLICE OFFICER WILBERT WESTON, SUPPORT SERVICES BUREAU - COMMUNICATIONS DIVISION

WHEREAS, on October 2, 1980, Cornelius P. Murphy, Chief of Police of the San Francisco Police Department, made and served charges against Police Officer Wilbert Weston, as follows:

SPECIFICATION NO. 1

a) At all times herein mentioned, Officer Wilbert Weston, Star No. 1767, was, and still is a police officer member of the San Francisco Police Department assigned to the Support Services Bureau;

b) During the calendar year 1978, Officer Weston was carried on department watch reports Sick Leave with Pay (SP) Sick Leave Without Pay (SL), Absent Wihtout Leave (o) and Disability Leave with Pay (DP) on one hundred and twelve days, and during calendar year, 1979 he was carried SP, SL, O or DP one Hundred and Twenty-five days;

c) On February 25, 1980, the Police Surgeon, Norman Steiner, submitted a report to Captain of Personnel, John Kerrigan, in which he stated that Officer Weston's Personnel folder will identify an inordinate amount of time off. Detailed explanation was rarely satisfactorily expalined...I believe Officer Weston should be required to turn in a medical excuse whenever off duty."

d) On March 15, 1980, Chief of Police Cornelius P. Murphy, approved a recommendation that Officer Weston be required to submit to his Commanding Officer a sick certificate identifying his illness on the first day absent from duty on sick leave; Officer Weston noted this order by initialing same on March 17,1980;

e) On May 7, 1980, Chief Murphy suspended Officer Weston for ten days for his continued failure to obey the above described order to produce a verification of illness from a doctor each day he was absent from work due to illness; in the letter of suspension, Chief Murphy informed Officer Weston

that "Should your excessive use of sick leave continue without acceptable medical verification of a genuine illness which prevents you from working, I will recommend to the Police Commission your dismissal from the Police Deaprtment."

f) Officer Weston was absent for six days in July, 1980, the 18th, 19th, 20th, 21st, 22nd and 23rd, and failed to submit a sick certificate verifying or identifying his illness for five of the six days;

g) This conduct, in failing to obey the lawful order of a superior officer, to wit, the Chief of Police, constitutes a violation of Section 2.45 of the Rules and Procedures of the San Francisco Police Department, which states:

"2.45 Shall strictly obey and promptly execute the lawful order of his superior officers. In case of conflict of orders from superior officers, he shall respectfully call the attention of the superior officer giving the last order to such conflict, should the latter not change his order it shall be obeyed and the member shall not be held responsible for disobedience of any former order in obeying said last order."

SPECIFICATION NO. 2

a) Each and every allegation of paragraphs (a) through (f) of Specification No. 1 is incorporated herein by reference as if each were fully set forth:

b) Officer Weston submitted sick certificates for five of the six days during July when he was absent only after he returned to work on Jly 27, 1980;

c) This conduct, in failing to submit a sick certificate after three consecutive days of illness, constitutes a violation of Section 5.51 of the rules and Procedures of the San Francisco Police Department, which states:

"5.51 A member is unable to report for duty at the prescribed time as a result of sickness shall immediately report that fact to his station or bureau, and if unable to report for duty for three (3) consecutive working days because of sickness he shall forward to his commanding officer a certificate signed by the attending qualified physician or surgeon stating the reason for such inability to report for duty. If said certificate is sent by mail, it shall be mailed by Special Delivery Registered Mail and the station or bureau so notified."

SPECIFICATION NO. 3

a) Sick certificates submitted by Officer Weston for five days on which he was ill are forgeries in that they were not issued by the physician whose name appears thereon and are on forms no longer in use by the treating facility, the Kaiser Permanente Medical Group;

b) The submission of forged patient treatment verification forms indicates that Officer Weston was not ill on days when he utilized sick leave;

c) This conduct in absenting himself on account of simulated illness constitutes a violation of Section 5.55 of the Rules and Procedures of the San Francisco Police Department, which states:

"5,55 Shall not absent himself from duty on account of sickness or disability which is simulated. He shall not attempt to 'mislead or deceive his attending physician or the police surgeon."

SPECIFICATION NO. 4

a) Each and every allegation of paragraphs (a) and (b) of Sepcification No. 3, is incorporated herein by reference as if each were fully set forth;

b) This conduct, in submitting false reports regarding illness constitutes unofficer-like conduct which subverts the efficiency and discipline of the department in violation of Section 2.13 of the Rules and Procedures of the San Francisco Police Department, which states:

"2.13 Any breach of the peace, neglect of duty, misconduct or any conduct on the part of any member either within or without the state which tends to subvert the good order, efficiency or discipline of the department or which reflects discredit upon the department or any member thereof or that is prejudicial to the efficiency and discipline of the department, though such offenses are not specifically defined or laid down in these Rules and Procedures shall be considered unofficerlike conduct and triable and punishable by the Board."

SPECIFICATION NO. 5

a) During the inquiry concerning the authenticity of the patient treatment verification forms, Officer Weston was notified on August 12, 1980, to appear at the Internal Affairs Bureau Office to be interviewed by an investigator assigned to the case;

b) When Officer Weston appeared on August 19,1980, he did not bring a representative and refused to answer questions regarding either his health or the patient treatment verification forms which he had submitted stating:

"I am not going to answer any questions in regards to my health even in the presence of a lawyer."

c) This conduct, in refusing to answer questions posed by one specifically assigned by lawful authority to conduct an investigation involving police matters, constitutes a violation of Section 2.49 of the Rules and Procedures of the San Francisco Police Department, which states:

"2.49 Shall, when called upon by a superior officer, or by one specifically assigned by lawful authority to conduct an investigation involving police matters, or any matter affecting the conduct of a member or members, truthfully answer all questions propounded. All reports, statements and declaraions made orally, or in writing in the foregoing matters shall contain the truth without evasion."

and

WHEREAS, a hearing on said charges was had before the Police Commission pursuant to Section 8.343 of the Charter of the City and County of San Francisco on Wednesday, October 29, 1980, and on Wednesday, November 5, 1980, and that on Wednesday, November 5, 1980, the matter was submitted to the Police Commission for decision; and

WHEREAS, the Police Commission finds that the said charges made and filed against Police Officer Wilbert Weston, Support Services Bureau-Communications Division, as contained in Specification No. 1, Section 2.45, Specification No. 2, Section 5.51, Specification No. 3, Section 5.55, Specification No. 4, Section 2.13, and Specification No. 5, Section 2.49, are sustained by the evidence presented at the hearing, and that Police Officer Wilbert Weston has violated the Rules and Procedures of the San Francisco Police Department; therefore be it

RESOLVED, that it is the order of the Police Commission that Police Officer Wilbert Weston has violated Specification No. 1, Section 2.45, Specification No. 2, Section 5.51, Specification No. 3, Section 5.55, Specification No. 4, Section 2.13, and Specification No. 5, Section 2.49 of the Rules and Procedures of the San Francisco Police Department, and for said violations he shall be dismissed from the San Francisco Police Department; and be it further

RESOLVED, that said dismissal, effective November 5, 1980 at 1600 hours, be, and the same is hereby affirmed and approved.

(On file in the Officer of the Police Commission on cassette tape.)

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

HEARING ON GRIEVANCE NO. 17-80 FILED BY SERGEANT ROBERT BELOUS, MUNI TRANSIT DIVISION

The hearing of the Grievance of Sergeant Robert Belous, Muni Transit Division, was called, it having been set for this date. Sergeant Robert Belous' Grievance No. 17-80 having been denied by the Chief of Police is as follows:

Grievant Belous is joined by grievants Bertuccelli, Victor; Coffey, Michael; Fox, Gary; Crosat, Robert; Hartman, Kenneth; Lazarich, John; Mirkovich, Randall and Paganucci, George, in that all officers mentioned above have a similar claim to compensation.

As the enclosed documents relate, the grievants all were transferred to the Traffic Bureau as Q-2 officers and then were assigned as Area Men to supervise civilian traffic checkers. The officers were assigned as Supervisors due to the lack of available Q50 personnel which was an outgrowth of Federal Litigation.

(See attached documents, Exhibit No. 1)

Sergeant Belous' suggested remedy to his Grievance is payment of Q50 wages for above grievants during their term as area supervisors in the Traffic Bureau.

Inspector/Sergeant Paul C. Chignell then made an opening statement explaining why the matter was before the Commission, what it entailed, and the issue involved.

Mr. Lawrence Wilson, Legal Office, appeared on behalf of the Police Department.

The following-named persons were called by Inspector/Sergeant Paul C. Chignell, sworn and testified:

Deputy Chief of Support Services
Stanley E. Cordes

Commander of Traffic
Gerald C. D'Arcy

Sergeant Gale Wright
Hit and Run-Traffic Division

Sergeant Gerlad Doherty
Traffic Bureau

Lieutenant Jack Cipparone
Traffic Control

Sergeant Robert Belous
Muni Transit Division

Closing statements were made by Inspector/Sergeant Paul C. Chignell, Mr. Lawrence Wilson, and Cornelius P. Murphy, Chief of Police.

The Commission took the matter under submission and recessed from 2016 hours to 2150 hours, after which Commissioner Sanchez stated that prior to rendering a decision that the Commission had decided to call upon the City Attorney's Office for further guidance. In this respect, the matter would be continued until Wednesday, November 12, 1980. Prior to the meeting, the Commission would schedule an Executive Session for the purpose of conferring with the City Attorney and that meeting would be scheduled for Wednesday, November 12, 1980, at 1600 hours, in Room 512, Hall of Justice.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

The Commission then adjourned its meeting at 2152 hours.

SECRETARY

12 NOVEMBER 1980 REGULAR MEETING

The Police Commission of the City and County of San Francisco, met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, November 12, 1980 at 1700 hours, in regular session.

PRESENT: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

Commissioner Sanchez presiding.

RECOMMENDATION OF THE TRAFFIC BUREAU - APPROVED

RESOLVED, that the recommendation of the Traffic Bureau on the installation of zoning for the regulation of traffic on the public streets, be, and the same are hereby approved:

1635 JUDAH STREET - MUNI RAILWAY

a) At 1635 Judah, install a 60' red zone to extend east from the present zone - to extend beyond traffic island.

DOCUMENTS DEPT.
JAN 5 1981
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3525 JUDAH - MUNI RAILWAY

a) At 3525 Judah, install a 60' red zone to extend east from the present zone beyond traffic island.

2625 JUDAH - MUNI RAILWAY

a) At 2625 Judah, install a 60' red zone to extend east of the present zone beyond the traffic island.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 592-80

SHEILA GANZ

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Sheila Ganz against the City and County of San Francisco in the sum of $55.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: August 4, 1980

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 593-80

LORRAINE LATORRACA

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Lorraine Latorraca against the City and County of San Francisco in the sum of $40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: October 4, 1980 thru October 10,1980

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 594-80

CHARLES C. BARRY

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Charles C. Barry against the City and County of San Francisco in the sum of $35.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 25, 1980

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 595-80

THATCHER R. DILLEY

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Thatcher R. Dilley against the City and County of San Francisco in the sum of $35.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 25, 1980

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 596-80

MARY E. WOODHOUSE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Mary E. Woodhouse against the City and County of San Francisco in the sum of $35.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: October 10,1980

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 597-80

THATCHER R. DILLEY

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Thatcher R. Dilley against the City and County of San Francisco in the sum of $35.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 22, 1980

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 598-80

MARCS AUTO DISMANTLERS

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of the Marcs Auto Dismantlers against the City and County of San Francisco in the sum of $35.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: July 28, 1980 to September 19, 1980

RESOLUTION NO. 601-80

TRAVELING EXPENSE VOUCHER - APPROVED

RESOLVED, that the Traveling Expense Voucher submitted by the following-named members of the Police Department for expenses incurred in attending the below-indicated program, be, and the same is hereby approved:

Sergeant Richard R. Racine and 26 Trainees	$340.00	(P.O.S.T. Supervisory Training Course-City College of San Francisco and Santa Cruz, California, from June 16,1980 to June 27, 1980.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 602-80

TRAVELING EXPENSE VOUCHER - APPROVED

RESOLVED, that the Traveling Expense Voucher submitted by the following-named member of the Police Department for expenses incurred in attending the below-indicated program, be, and the same is hereby approved:

Lieutenant Richard D. Klapp Personnel & Training)	$333.00	(Annual Committee (Training Conference, (Pasadena, California, (from October 28,1980 (to October 31,1980.

AYES: Commissioners Daly, Nelder,Toler, Murphy, Sanchez

RESOLUTION NO. 599-80

POLICE NARCOTIC FUND - APPROVED

RESOLVED, that the Controller, be, and he is hereby requested to draw a voucher in favor of Chief of Police Cornelius P. Murphy in the amount of $6,000.00 charging same to Index Code 580217 as an advance on the Police Narcotics Fund for the month of November, 1980.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 600-80

POLICE CONTINGENT FUND - APPROVED

RESOLVED, that the Controller, be, and he is hereby requested to draw a voucher in favor of Chief of Police Cornelius P. Murphy in the amount of $4,000.00 charging same to Index Code 580217 as an advance on the Police Contingent Fund for the month of November, 1980.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

POLICE COMMISSION REPORT

Commissioner Sanchez: "Does the Commissioners have any comments under this area of Police Commission Report?"

Commissioner Daly: "Yes, I do. I think most of the Commissioners, know from the Press, and are

pretty well aware of the incident that occurred in Dolores Park on Sunday. Over the past two days I have been involved in a number of Community meetings and other meetings to discuss the problems. Yesterday, my office happens to be in the Castro area, and yesterday I noticed that Dolores Park was very clear but that groups, I won't call them gangs, in groups of three and five, of the young kids, made their presence known in the Castro area throughout the day. They were terrorizing, not just Gay people, but senior citizens, I talked to seniors and families with kids. I talked to merchants and neighbors yesterday and I think we all came up with a few requests. The first request is that we would like Uniformed Police presence in the Castro. I must say that the situation has gotten to the point that a Gay Bar, less that a week ago, was firebombed, the front door was set on fire, 30 people who were within the bar would not have been able to have escaped death if they had not had a back door that was escapable and many bars do not. Five youths were seen lighting the fire, there was no way for those people to escape and I would like to suggest that rather than their being charged with Arson they be charged with attempted murder. We have had long histories of our bars and churches being burned. It's never happened in San Francisco, well the MCC Church was burned in San Francisco, but I think it has really gotten to that point. So we are asking for uniformed police presence in the Castro area. That seems to dissuade the young people. We would like officers sensitive to that assignment and do not have a pre-disposition either against the kids or against the people who live in the area. I would like public notice, through the press or some other means, that no drinking, not by anybody, Gay or straight, or old, or young, or Latino, or anything, will be tolerated, and no smoking of Marijuana or use of drugs will be tolerated by anyone, and that those laws will be enforced.

And finally, we would like to ask that the laws that are on the books against the dog fights be enforced immediately. The media knows where they are going on. The pitbulls are poor animals who have been brutalized as puppies to turn them into fighting dogs and it has become an absolute public nuisance, and the dogs are used against people on the street in this terrorist activity. So I would like to ask the Commission to support these requests."

Commissioner Toler: "Jo, no drinking or smoking, this is where?-----In the Park?"

Commissioner Murphy: "In public."

Commissioner Daly: "On the street....."

Commissioner Murphy: "In public."

Commissioner Daly: "On the street, in public, by anyone."

Commissioner Murphy: "Well, I would second that just for the purposes of discussion."

Commissioner Sanchez: "Procedurally, this is a, perhaps, request by Commissioner Daly, did you wish to make this a motion for discussion or do you wish to request this of the Staff and then have a consensus of the Commission? What is your prerogative?"

Commissioner Daly: "Whatever is in order. If a motion is appropriate, I think that would be fine."

Commissioner Sanchez: "Fine, if you wish to make that a motion, there is a second by Commissioner Murphy for discussion.

I would like some response from the Chief. Chief?"

Chief Murphy: "I think it would be appropriate as a policy statement from the Commission and then, obviously, we would follow up with that type of enforcement in the Castro, and not only in the Castro, but in any of the other areas of the City consistent with other police duties."

Commissioner Murphy: "Yes, but it is rampant in the Castro though."

Chief Murphy: "Realizing that over night we can't arrest every person for every violation of the law that occurs, but consistent with other police duties, I think we should certainly pursue that activity."

Commissioner Daly: "Chief, I want to make it clear that I am very painfully aware of the shortage of officer power. But it seems that uniformed officers do scare away, or dissuade the gangs from congregating on the street."

Commissioner Murphy: "I would like to speak to this too. All I know is what I read in the papers, for example, one of the papers reported that the neighbors around Dolores Park had called the Police,

they didn't get there for some time and when they did, while there was lots of Marijuana smoking and drinking going on, they tagged illegally parked cars. That's okay or arresting for the more serious crimes keep people from being hurt. The other thing is that it isn't just against Gays, it is against old people, and any person who seems to have difficulty in defending themselves. And it seems to me as if it's really a gang affair of some sort that our Community Relations Unit should be getting on top of. I am sure they are trying to, but this is the kind of thing we wanted them for.

Do you remember when the Golden Dragon Restaurant shootout occurred in Chinatown, when the Joe Boys went after another gang? About 5 or 6 innocent people who had nothing to do with the gangs got it, not the gang leaders at all. And this looks like a gang situation among young latinos and it just mustn't go on. I mean we just have to focus in on this right now. Sure we want to keep law and order in all parts of the city, but this is the bad part of the city right now."

Commissioner Sanchez: "Chief, did you wish to respond to Commissioner Murphy?"

Chief Murphy: "Why don't you just go ahead and I will give my closing statement."

Commissioner Sanchez: "Yes, okay, I would like to speak pertaining to the motion before this body. I think that the Commission, as a Commission, is very concerned about violence in any shape or form throughout the city, that's a given. I think many of us are concerned even more of reported descriptions such as the press carried for citizens that called. I believe it said a hundred times pertaining to police surveillance and there was no response period. We have heard this on numerous occasions from other parts of the city from a number of senior citizens groups where they are put on a computer and a hold and we have had discussions pro and con on this. The fact of the matter is that there was violence that did happen, whether or not it was an isolated case per se, or not isolated, I think is still under review. I think that at this point we must take a look at what I consider to be one of the most serious police problems right now, and that is the lack of adequate manpower in order to insure that equity of police services in uniform of enforcement is carried out throughout the city. Let me give you an example, last year, and even parts of this year, I know various Commissioners, including myself, met with various organizations, met with the Park and Rec people prior to the summer, during the summer, and after the summer, saying that it was going to be a hot summer in various parts of the city, and some of the supervising captains in the

various precincts met with representatives under their jurisdiction. Some of the requests that came out last year was that they wished to have additional police visibility, which is basically part of the motion that is before us now. They were requesting, in reference, to Mission Dolores along with Garfield Park, the Park up off of 20th behind Castro across from the Church, that perhaps some of the Honda Officers could come in and at least talk to the Park and Rec people so that this way there would be some police visibility. There were requests for that for the past couple of years, there were also requests to re-deploy the horses into areas such as this. Also there were requests from the other part of the city around Bernal Heights and out toward the Excelsior that there would be additional police visibility in reference to both uniform and also the Honda Patrol, and also, let's see the horses. During the past summer I know there were additional efforts made to insure that there was adequate police visibility, I think it was a fairly successful summer as we took a look at it in retrospect, and that a lot of the needs that were articulated by community groups and by the Park and Rec people, you know, stated, were carried out. All of a sudden we have seen a shift of personnel, we have many, many problems in the city. We are building up our supportive services and, I guess, what we are saying is that some of these areas which are a high priority area, which, in essence, needs police visibility, whether it be from the horses to the, you know, as far as the Mounted Units, to the bikes, or whatever, this has been done before, and it has been done in a very creative fashion whereby it has diffused a lot of potential situations which could have really exploded into some serious altercations. At the same time we see, basically, the park out at Potrero, which is now being built, which was discussed last year as a potential site for some of the kids, and for some of the lowriders, and some of the other groups. I am not classifying any group, or any ethnic group, or any lifestyle group, I am saying that, basically, there is violence in the city of San Francisco, we see it constantly. The Department is trying to address this as a high priority item. I think what some of the communities are asking for is more police visibility whether it be from the Mounted Unit to the bikes, or whatever, even if it means that after school, or on Saturdays, or Sundays, two or three of, you know, basically, those Hondas ride through the parks whether it be Garfield, Mission, Bernal Heights Park, etcetera., and maybe get one or two horses out there assigned. Basically, this request has been on the table for at least two years, and it has been implemented in some shape or form, but I think now with school opening, now with re-deployment,now with the Community Relations Division, we really have to take a look at the totality of the nature of the problem city-wide and make sure that we are providing adequate manpower, police visibility, and a uniform approach to law enforcement,

not only in the Castro and in the Mission, but in other parts of the city, the outer Mission, the Execelsior, across to the other part, and I think this is what a lot of citizens groups has been asking over the past year.

We've always said it is a question of adequate police manpower. We were bound before by the Consent Decree, but now we have people coming out of the academy. I know now that we are lacking supervision, hopefully when the exams are given we will be able to shore that up, But I do believe it is a city-wide concern and that's what I am saying.

This Commission certainly, you know, regrets that violence of any shape or form took place in reference to the two individuals last weekend. But there has been violence in other parts of the City also. There has been some gang warfare where individuals have either been shot, or stabbed, or whatever, and I think that again we have to take a look at the uniform approach to priorities in the city if, indeed, we are going to combat violence per se. Chief?"

Chief Murphy: "Yes, I....."

Commissioner Nelder: "Before you address that Chief, would you also give some thought to, if you have received any reports from Park and Rec in relation to the areas that Commissioner Sanchez mentioned, are there, and my concern would be whether or not there are any organized programs for those young people out there. And there was one reference made, I think, very candidly, by one of the persons that said, frankly, 'there is nothing to do, the kids have nothing to do, and we all know that idleness is the devil's workshop,' so I wonder, do you get those kinds of reports, or is that something you would have to look into?"

Chief Murphy: "I meet on a quarterly basis with the General Manager of the Park and Rec, Tom Malloy, and we discuss various problems that are occurring in Park and Rec Facilities. I don't discuss recreational plans with him, at least we haven't, at this point, gotten into that. The main concern that they have is crime that occurs out there and, of course, they are like everyone else, they want the presence of uniformed police officers on the street and that is one of the goals of this administration to do just that, and we are moving in that direction. As more and more officers come out of the academy we have been able to supplement some of those units that you are talking about, the horses have been built up, the honda units have been built up, and we are concerned about response time, and we have built up the traffic division and just about every division in the department has been built up with the exception of the patrol force. That, we have been able to maintain at a stable rate, we

haven't lost any people in patrol, but we were able to maintain the number of people, patrol officers, in the patrol division that we had before and build up some of these units. Now we realize that one part of the Consent Decree required us to do a lot of promoting in the department and, of course, all of those people who were promoted were basically patrolmen out of the district stations. And we have one more group to promote next month, and after that everybody that comes out of the academy is going to be in uniform on foot, or a radio car, out in the district stations doing the kind of work that we are talking about, maintaining a high visibility of police officers on the street and, again, the goal is to get uniform officers on foot as much as possible, consistent with other duties."

Commissioner Murphy: "Can't we put Sergeants on foot too?"

Chief Murphy: "We have Sergeants on foot in certain areas of town."

Commissioner Murphy: "I mean just because they got promoted they could do like work/like pay for patrolmen. I know that wouldn't be very popular admittedly, but....."

Chief Murphy: "They are in radio cars, and then they are on foot, and any combination thereof. In regard to the gang activity we are well aware of the serious potential for gang activity out in the Mission, and in that regard, some six weeks ago we assigned two additional officers to the Gang Task Force working specifically in the Mission District. Our Community Relations Unit which came on board about a month ago, are also working very actively on that problem as well as other problems. What occurred at Mission Dolores Park last Sunday afternoon, there were, in fact, no Gay slurs made when the initial incident happened. One of the victims, who I will call victim number 1, was walking through the park and he was tripped by a Latino youth. There was no mention of Gay, faggot, or anything of that nature. Now maybe that person, the suspect in the case, did feel that that person was a Gay, I don't know whether, in fact, he was or not. There was a scuffle, that person was injured and he ran away, then victim number 2, who was completely unknown to the original victim, he became involved at 20th and Church and he was seriously injured. He just stepped in, 'why are you hasseling this guy?', and he was very seriously injured. It was an unfortunate situation. I don't know that he was Gay, as a matter of fact, I don't think he was at all."

Commissioner Murphy: "No, he wasn't."

Chief Murphy: "But the perception of the community is that this is more Gay harrassment."

Commissioner Murphy: "I understand that they think that part of the Park belongs to a Latino group, and part belongs to the Gays, and never shall the twain meet, or step over the line."

Chief Murphy: "There is a turf situation there, and that's being worked on now. Our Community Relations people are out there working on that situation. Hopefully, we will get that resolved. In the meantime, on weekends particularly, that's when the problems persist out there. We are going to have uniform foot patrol in the park on Saturdays and Sundays, and they will be supplemented by two of the mounted people. Orders have been issued regarding any criminal acts out in the park, that positive action is to be taken and that the attitude of damned if you do, and damned if you don't, will not get the job done, and I would rather be critized for doing, rather than not doing. That has gone out loud and clear."

Commissioner Murphy: "Let me just ask this because a friend of mine, Linda Post, who lives out near Dolores Park, has called me about every other week for two months or so, about what she thought was harrassment of people, and so on, and what could she do about it, and I gave her the old song and dance, we don't have enough cops, we don't have this, we don't have that.

I don't agree with our President entirely, in that, oh sure we need it all over the city, but we can't, that's whistling Dixie, we are not going to get it and we do have hot spots, We don't have any problem at Lafayette Park, or Alta Vista particularly, we have a few altercations up there once in awhile. We don't have any dog fights there, that I am sure of, unless it is between two little old ladies with tennis shoes, but aside from that we don't have any problems there. It isn't all over the city, it's in certain specified places, and it moves from time to time. It has moved from Chinatown maybe now out to the Mission and that's it, but I think we have to recognize that and really get in there and not just do it, handle it like it was SOP that this is how it always is, because it isn't, it's worse.

I also understand one of the things that John Maher of Delancy Street is working on is the possibility of getting hold of the Armory on Otis Street and Mission, you know the big old Armory there, from the Feds to turn that into a youth center, and I would hope that if the Department can give any help to getting that facility revved up and made safe or

whatever they have to do to it and get it out of the hands of the Federal Government, that we would help him do that. That certainly is needed. That's all I have to say, I just don't think we can take on the whole works, but I think we can take on the hot spots."

Chief Murphy: "You jogged my memory on the point that I lost, it was concerning the over 100 calls that were given to the police and were unanswered. There is an investigation now and I will have reports on that by Friday as to exactly what calls were received and what action was taken, and I can report to you later on that."

Commissioner Sanchez: "Commissioner Daly?"

Commissioner Daly: "The only other point on the motion that we are discussing that I would like to learn about is how can we enforce the laws against this dog fighting because the Pitbull phenomenon is just escalating, it is not only cruelty to animals but it's cruelty to people. It is going on in apparently established locations, it's a big gambling center. Is there anyway we can enforce that?"

Chief Murphy: "Well, if we can get some information as to when and where it is happening, or even a general area, we can look into it, in fact, we are looking into it now, and you know you mentioned pitbulls, I would like to tell you another story that happened out by Fleischackers. A horse, and the rider was inside making a report, or whatever the case may have been, was attacked by a pitbull and chased all the way from Fleischackers to 43rd and Ulloa and required some 40 or 50 stitches on the horses leg. So it is a serious problem. Not because it happened to a horse, but it is an ongoing serious problem."

Commissioner Sanchez: "Yes, I would just like to respond a little bit on what's been stated on this, I am not saying, in essence, that this is not a serious matter, we all agree it is. Let me just say that most of the information has been reported in the press and I think this has been clarified by you pertaining to what the Department is doing, pertaining to investigations and etcetera. There have always been problems in the Mission. I know that last year we heard a group of parents come in and talk from 22nd and Folsom asking for Narocitcs Units to go in and clean up some of the major drug problems pertaining to that, quote, facility. Namely, you have a little cement place where you shoot a few basketball hoops and that's the park for the area,

and the same thing in Garfield Park, and the same thing out in Potrero and, of course, Mission Park, Mission Dolores. The city spent, I believe, $50,000.00 for a feasibility study of what to do on the Armory. I assume that this is now come to fruition and they are making some recommendations to the Mayor's Office, along to the Park and Rec. Recreation is a problem, period, as far as the Mission District when you take a look at the population density and how many people you have living there. I had said this last year and the year before, and I will say it again, you take a look at 6 city blocks and you are talking roughly about 6,000 kids, and you take a look at the Elementary Schools, the Middle Schools, and the High Schools, and Mission Dolores Park is closed off part of the day in order to provide adequate recreation and physical education for the kids, it's there in the morning and usually busy from 7:30 to 7 with tennis courts to after school soccer activities, to gym classes, to whatever. So when we are talking about turf, we are talking about a public park and how it's used. There are still many families that go there. There are still other groups that go there and utilize that facility. It's always been used as a forum to address whatever the major concerns and issues are. I have used that park personally over the years, my family has, our friends still do. We still do at points to if it's a soccer game, or whatever activities are going on there. What happens is usually on a hot day when there is ex-number of things happening, basically, you will get excessive drinking and other parts of things, what I am saying is that last year this was curtailed by the additional police presence, or just an informal person working and saying okay kids, let's cool it or let's do whatever, or whatever, but the enforcement factor was there if in fact, it was needed. Unfortunately, it didn't happen this weekend, and I think this is what your department is looking at, and this is what we, as a Commission, must look at. I am not again saying these problems are not serious, I think any form of violence is serious, regardless of whether it happened at the park at Mission Dolores or out in the Avenues, or whatever, it is a problem that this Commission must address and I just wanted to set that straight for the record. Commissioner Nelder?"

Commissioner Nelder: "Well, I certainly agree on the recreational aspect of it. I think that the Mission area is really in bad shape from a standpoint of utilizing the area out there for the programs of youth and that's why I wondered what, if anything...I wonder if you could find out for us what programs are there through the Park and Rec, maybe it might give us some ideas.

It seems like I toured the area recently during

this Supervisorial campaign, and it seemed to me that there are areas that can be developed, and I think that that, plus some programs, I think that's the important part. I realize that your function is the policing of it, but one goes with the other, and I think if you are talking with Mr. Malloy or somebody of that nature, I think it would be beneficial to us if you could find out what programs do exist in the Mission area."

Chief Murphy: "I could ask Mr. Malloy to come in during the next Commission Meeting and give you a rundown on it."

Commissioner Nelder: "That could be very beneficial to all of us."

Commissioner Toler: "Chief, has any gangs been identified in the Mission or throughout the city, as far as what they do, and what they are all about? The reason I ask is that maybe, somewhere along the line we should find out who the leaders are and see if we can someway talk or deal with them in a sense, and in a positive, and constructive way. There must be some reasons for these attacks."

Chief Murphy: "Yes, the gang information is being gathered and we would be happy to report to the Commission in Executive Session exactly where we are and what information we develop."

Commissioner Murphy: "This is the one thing that I would like to ask about and I don't know, maybe the paper missquoted or did something, it says, 'Sergeant Walter Cullop said officers went out to the park at about 3:00 and ticketed about 25 vehicles for illegal parking. The assaults occurred at about 4:30 which, of course, is about an hour and a half later according to police reports. Asked why officers didn't break up the dog fights and public drinking, Cullop said 'he had just come on duty and did not know anything about the other complaints.' I have been at police stations when they informed the men of what's happened before and what's on-going when there is a change of watch."

Chief Murphy: "There is a system under the roll call where they are brought up to date on the current activities of what's happening in the proceeding 24 hours, but it is a very short briefing and it is not all that effective. You have to realize that when these officers come to work they are looking at stacked runs, runs that have been backed up for more than an hour in some cases, you know and they do have to get out and start responding to those runs, but certainly, any information of that nature should have been brought to the officers attention."

Commissioner Murphy: "I would think so because Ann Brettinger, a senior citizen, who spends most of her time caring for her ailing husband says, 'after numerous ineffective complaints to police about loud stereo music in cars parked in front of her house, she finally began asking the culprits to turn down the music, as a result, she said, they began urinating in her doorway. Another man said his doorway has become a regular urinal, particularly since he had the altercation with a couple of the trouble makers.' This is almost kind of organized crime in a way. It's juvenile, of course, and it is not maybe killing anyone, it might be eventually, but it looks like it's a real vandalism, real organized situation, it terrifies me, I think it's so terrible."

Commissioner Daly: "I just have one more clarification on my motion before I become known as the law and order Gay. I bring up the drinking and the marijuana smoking for a very particular reason. I think that it shoud be enforced with equity across the board. I know that it really isn't the case, so I think it's only fair with some warning, I don't want the police at 18th and Castro at 3:00 tomorrow just busting people, but I think that we have to get the entire community aware that in order to stop the young people from drinking and smoking, doing dope in public, which managed to rile them up occasionally, that we all are going to have to be responsible and be equitable in that kind of enforcement. So that is the reason that I brought it up, I am very sensitive to this issue. But I just think we should give fair warning and enforce the law with equity."

Commissioner Sanchez: "Yes, I would just like to make one further point pertaining to the motion because it has been brought out in two different contexts, namely the role of the Community Relations Division, and how we are going to solve this. You know, when I voted for that concept, you know, I really felt and still do, that that would only be one mechanism to increase the effectiveness of the local precinct. I think the ultimate responsibility deals with our men and women in the Department who work the streets, or work with kids, or whatever their function is in that station, and that by having a Community Relations Division here that that would be used to increase the parishs' effectiveness, so to speak. And I mention, initially, I have seen different captains over the years who have different styles where they would not just meet with the head of the Park and Rec, but would meet at the Park and Rec Supervisors in their area along with other people who are working with youth to insure that any concerns they had will voice directly to whoever the captain was in charge of that area. And this way they kept a handle on it.

I would hope that by establishing a Community Relations Unit we haven't diffused that accountability role which I feel rides with the captains in the precincts, and the men and women who adequately enforce, or not enforce our laws, and I would just like to clarify that Chief."

Chief Murphy: "I don't think we have diffused the district captains' roll or the patrol officers roll at all. I think we have to remember that the Community Relations Unit is just now getting off the ground and bringing people in, and getting active, and it's going to be a little time before they get themselves organized and become a very effective unit."

Commissioner Murphy: "This is going to be their real opportunity to prove themselves as being a useful tool for the Department."

Chief Murphy: "I think so."

Commissioner Sanchez: "Fine, is there further discussion on the Commission? There is a motion before the Commission with a second, all in favor say Aye (All Ayes), opposed? (none), motion carries.

Is there anything else under the Police Commission Report? Okay, if not, we will go to the next item."

CHIEF'S REPORT TO THE POLICE COMMISSION

Chief Murphy: "I have no report. I think we have covered a lot of things I would have reported on."

REQUESTING APPROVAL OF THE POLICE COMMISSION BY PATROL SPECIAL OFFICER CHARLES EVANS TO SELL PATROL SPECIAL BEAT NO. 83, NORTHERN POLICE DISTRICT, TO DELORES A. LOVETT, (CONTINUED FROM THE MEETING OF OCTOBER 15, 1980) - CONTINUED OFF CALENDAR.

RECEIPT OF PROPOSED GENERAL ORDER RELATIVE TO "VEHICLE ACCIDENTS INVOLVING MEMBERS." (COPIES SENT TO THE EMPLOYEE ORGANIZATIONS). - CONTINUED FOR TWO (2) WEEKS.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

PERMISSION TO ACCEPT AN AWARD - APPROVED

The request of Policewoman Sandi Daly, Intelligence Division, for permission to accept a gift valued at $20.00 from Cora and Milt Gordon for assitance given regarding their daughter, Bonnie Gordon, be, and the same is hereby approved.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RECOMMENDATION OF THE CHIEF OF POLICE THAT THE POLICE COMMISSION ADOPT DEPARTMENT GENERAL ORDER O-1 REGARDING "OUTSIDE AGENCY REPORTS."(CONTINED FROM THE MEETING OF OCTOBER 29,1980.)

Deputy Chief Shannon: "Commissioners, I am sorry that the letter was delivered late with the amendment requested by Commissioner Nelder. We amended the section on page 2 and it now states that any time a felony is reported, or a crime committed in an outside agency, the officers accepting the report will immediately notify the agency concerned and if they wish they could commence an investigation."

Commissioner Nelder then stated that he had read the amendment and he would move approval.

Commissioner Murphy seconded and it was unanimously approved.

RESOLUTION NO. 603-80

GENERAL ORDER ON OUTSIDE AGENCY REPORTS - APPROVED.

RESOLVED, that the Police Commission hereby approves Department General Order O-1, Outside Agency Reports.

(Copy on file in the Office of the Police Commission.)

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 604-80

GENERAL ORDER ON RESIDENCE CERTIFICATION - APPROVED.

RESOLVED, that the Police Commission hereby approves Department General Order P-4, "Residence Certification."

(Copy on file in the Office of the Police Commission)

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

REQUEST OF MR. JOHN PICKETT TO SUSPEND OPERATION OF HIS JITNEY BUS PERMIT FOR A PERIOD OF NINETY (90) DAYS.

Mr. Andreoli represented Mr. Pickett, who sent a letter stating that his driver was in the Philippines but has since come back and will not be able to obtain insurance for a couple of more weeks.

The Chief's recommendation is that he should be granted a 90 day suspension of operation.

Commissioner Murphy moved that the request be granted and it was seconded by Commissioner Nelder and unanimously approved.

RESOLUTION NO. 605-80

REQUEST OF MR. JOHN PICKETT FOR PERMISSION TO SUSPEND OPERATION OF HIS MOTOR VEHICLE FOR HIRE PERMIT FOR A PERIOD OF NINETY (90) DAYS - APPROVED.

WHEREAS, Mr. John Pickett has requested that permission be granted to suspend operation of his Motor Vehicle for Hire Permit for a period of ninety (90) days; and

WHEREAS, Mr. John Pickett did not appear in person, but was represented by Mr. Nazzareno Andreoli; and

WHEREAS, the Police Commission, after receiving testimony on behalf of Mr. Pickett, con-

curred with his request; therefore be it

RESOLVED, that it is the order of the Police Commission that the request of Mr. John Pickett for permission to suspend operation of his Motor Vehicle for Hire Permit for a period of ninety (90) days, be, and the same is hereby approved.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 606-80

SETTING OF DATE FOR HEARING OF GRIEVANCE NO. 32-80, FILED BY POLICE OFFICER KARL KARLSSON, CENTRAL POLICE STATION

WHEREAS, the date to be set for the hearing of the Grievance No. 31-80, filed by Police Officer Karl Karlsson, Central Police Station, was called; and

WHEREAS, it was requested by Mr. Robert F. Barry, President, San Francisco Police Officers' Association, that Officer Karlsson's hearing of Grievance No. 32-80, be set for December 10, 1980; therefore be it

RESOLVED, that the hearing of Grievance No. 32-80, filed by Police Officer Karl Karlsson, Central Police Station, is set for Wednesday, December 10, 1980 at 5:00 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

DECISION IN THE HEARING OF THE GRIEVANCE OF SERGEANT ROBERT BELOUS, MUNI TRANSIT DIVISION

Commissioner Sanchez: "Okay, this is, let's see, Mr. Chignell and Mr. Barry were the two representatives representing the Officer and Officers in the Grievance?"

Paul Chignell: "Yes sir."

Commissioner Sanchez: "And our Department, along with our council, I believe at the termination... not the termination of it, the termination of last week's meeting I, in essence, said that the Commission had not reached any conclusion, but was requesting an Executive Session and it was advertised, and under the laws of the Brown Act, to meet with the City Attorney and City Attorney Staff, to insure that a number of questions that had arisen in the actual deliberations pertaining to the proceedings were discussed validly. Let me just say this that, in essence, the Commission finds that any time there is a grievance procedure brought before it, that we do take it as a serious matter, and that we listen to both the Department's recommendations, and findings, and also that of the organizations, or individuals, or whomever they may be. And the Commission has done this pertaining to this matter and after deliberation, and after review with the City Attorney, find that, in essence, we must concur with the findings and recommendations of the Department. Although the spirit of both the acts and actions as the Chief has cited pertaining to the line of duty above and beyond the call of duty was executed, the whole purpose of acting and designated staff was reviewed along with the City Attorney, and the conclusions and findings are in full substantiation with the recommendations and findings of the Chief.

So the Commission, for the record,did meet in Executive Session,we did review it, a vote was taken, it was unanimous pertaining to the recommendations of the Chief of Police. The Chief was not there,nor his staff. This was done under our objective body as a Commission. We thank both parties for presenting their findings and that matter will hereby be brought to a close. Thank you."

Paul Chignell: "Commissioners, will you direct the Lieutenant to put that in writing for us?"

Commissioner Sanchez: "Sure."

Paul Chignell: "We will proceed to our next step now."

Commissioner Sanchez: "Fine."

Paul Chignell: "May I ask who the Deputy City Attorney was that was with you?"

Commissioner Sanchez: "It was the City Attorney Mr. George Agnost and Deputy City Attorney Michael Killalea."

Paul Chignell: "Thank you very much."

Commissioner Sanchez: "You are welcome. Are there further items or matters before the Commission this evening?"

Lawrence Wilson: "Would the record reflect whether or not the Commission did consider the material submitted by the Police Officers' Association?"

Commissioner Sanchez: "Yes we did. All materials were considered along with review and also the Departments' too."

Lawrence Wilson: "Including the letter from Mr. Saltsman?"

Commissioner Murphy: "Yes."

Commissioner Sanchez: "Right, all of those were reviewed along with the City Attorney. Thank you gentlemen."

HEARING OF GRIEVANCE NO. 17-80, FILED BY SERGEANT ROBERT BELOUS, MUNI TRANSIT DIVISION

The hearing of the Greivance of Sergeant Robert Belous, Muni Transit Division, was called, it having been continued from the meeting of November 5, 1980.

The following Exhibit was entered into Evidence by the Grievants' Attorney.

Exhibit No. 2 - Letter from Stephen Warren Solomon, Inc., and Ralph B. Saltsman, Inc., dated November 11,1980, addressed to Robert Barry, San Francisco POA, re: Nash v. City of Los Angeles, Alfred v. County of Los Angeles.

The Commission having taken the matter under submission at the meeting of November 5, 1980, and continued it to this date for a decision, after which the following resolution was adopted:

RESOLUTION NO. 607-80

DECISION - HEARING OF GRIEVANCE NO. 17-80, FILED BY SERGEANT ROBERT BELOUS, MUNI TRANSIT DIVISION

WHEREAS, on Friday, April 25,1980, Sergeant Robert Belous, Muni Transit Division, made and filed Grievance No. 17-80, as follows:

> Grievant Belous is joined by grievants Bertuccelli, Victor; Coffey, Michael; Fox, Gary; Crosat, Robert; Hartman, Kenneth; Lazarich, John; Mirkovich, Randall and Paganucci, George,in that all officers mentioned above have a similar claim to compensation.
>
> As the enclosed document relates, the grievants all were transferred to the Traffic Bureau as Q-2 officers and then were assigned as Area Men to supervise civilian traffic checkers. The officers were assigned as Supervisors due to the lack of available Q-50 personnel which was an outgrowth of Federal Litigation.
>
> (See attached document, Exhibit No. 1, case file.)
>
> Sergeant Belous' suggested remedy to his Grievance is payment of Q-50 wages for above grievants during their term as area supervisors in the Traffic Bureau.

and

WHEREAS, a hearing on said Grievance was had before the Police Commission in accordance with the Grievance Procedure detailed in the Memorandum of Understanding on Wednesday, November 5, 1980 and Wednesday, November 12, 1980, and on Wednesday, November 12, 1980, the matter was submitted to the Police Commission for decision; and

WHEREAS, the Police Commission finds that Grievance No. 17-80, made and filed by Sergeant Robert Belous, Muni Transit Division, is not sustained by the evidence presented at the hearing; and

WHEREAS, the following excerpt regarding the decision in this matter was taken verbatim from the tape recording of these procedures:

Commissioner Sanchez: "Okay, this is, let's see, Mr. Chignell and Mr. Barry were the two representatives representing the officer

and officers in the Grievance?"

Inspector/Sergeant Paul Chignell: "Yes, sir."

Commissioner Sanchez: "And our department, along with our counsel. I believe at the termination...not the termination of it, the termination of last week's meeting I, in essence, said that the Commission had not reached any conclusion, but was requesting an Executive Session and it was advertised,and under the laws of the Brown Act, to meet with the City Attorney and City Attorney Staff, to insure that a number of questions that had arisen in the actual deliberations pertaining to the proceedings were discussed validly. Let me just say this that, in essence, the Commission finds that any time there is a grievance procedure brought before it, that we do take it as a serious matter, and that we listen to both the Department's recommendations, and findings and also that of the organizations or individuals, or whomever they may be. And the Commission has done this pertaining to this matter and after deliberation, and after review with the City Attorney, find that, in essence, we must concur with the findings and recommendations of the Department. Although the spirit of both the acts and actions as the Chief has cited pertaining to the line of duty above and beyond the call of duty was executed, the whole purpose of acting and designated staff was reviewed along with the City Attorney, and the conclusions and findings are in full substantiation with the recommendations and findings of the Chief.

So the Commission for the record, did meet in Executive Session, we did review it, a vote was taken, it was unanimous pertaining to the recommendations of the Chief of Police. The Chief was not there, nor

his staff. This was done under our objective body as a Commission. We thank both parties for presenting their findings and that matter will hereby be brought to a close. Thank you."

Inspector/Sergeant Paul Chignell: "Commissioners, will you direct the Lieutenant to put that in writing for us?"

Commissioner Sanchez: "Sure."

Inspector/Sergeant Paul Chignell: "We will proceed to our next step now."

Commissioner Sanchez: "Fine."

Inspector/Sergeant Paul Chignell: "May I ask who the Deputy City Attorney was that was with you?"

Commissioner Sanchez: "It was the City Attorney Mr. George Agnost and Deputy City Attorney Michael Killalea."

Inspector/Sergeant Paul Chignell: "Thank you very much."

Commissioner Sanchez: "You are welcome. Are there any further items or matters before the Commission this evening?"

Mr. Lawrence Wilson: "Would the record reflect whether or not the Commission did consider the material submitted by the Police Officers' Association?"

Commissioner Sanchez: "Yes, we did. All materials were considered along with review and also the Department's too."

Mr. Lawrence Wilson: "Including the letter from Mr. Saltsman?"

Commissioner Murphy: "Yes."

Commissioner Sanchez: "Right, all of those were reviewed along with the City Attorney. Thank you, gentlemen. Further matters?"

Commissioner Murphy: "I move that we adjourn."

Commissioner Nelder: "Second."

therefore be it

RESOLVED, that it is the order of the Police Commission that Grievance No. 17-80, made and filed by Sergeant Robert Belous, Muni Transit Division, is not sustained by the evidence presented at the hearing; and be it further

RESOLVED, that it is the order of the Police Commission that Sergeant Robert Belous' suggested remedy to Grievance No. 17-80, "Payment of Q-50 wages for above grievants during their term as area supervisors in the Traffic Bureau, " be, and the same, hereby denied.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

The Commission then adjourned its meeting at 1750 hours.

SECRETARY

19 NOVEMBER 1980 REGULAR MEETING

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, November 19, 1980 at 1700 hours in regular session.

PRESENT: Commissioners Daly, Nelder, Murphy, Sanchez

ABSENT: Commissioner Toler

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Commissioner Sanchez presiding.

The Commissioners, having received, amended and returned the minutes of the meeting of October 1, 1980, reading of same was dispensed with, and the minutes were approved.

AYES: Commissioners Daly, Nelder, Murphy, Sanchez

ABSENT: Commissioner Toler

RECOMMENDATION OF THE TRAFFIC BUREAU

Sergeant Newlin stated that in regards to Traffic Item #12, 1020 O'Farrell Street, a Mr. Herbert Levy of KRON TV, wanted to make a presentation in support of this application.

Mr. Levy, who is with the Public Affairs Division of KRON, said that he was before the Commission to ask that 6 of the parking meters on the O'Farrell Street side be removed and a white zone be installed instead of just removing the two meters as the Department's recommendation indicates. He said they spent, in the last 6 months, about 2 and ½ million dollars to rebuild their news department. He said the purpose of it was to give the news department a wider area in which to operate and also to provide easier access to the public so that when they come into the station for various news programs, as well as public affairs programs, it would be easier for them to come through the O'Farrell Street entrance and exit.

Sergeant Newlin stated that the reason the Department denied this amount of footage was because at present they have approximately 50' on O'Farrell

and they are requesting another 86', and the Department felt that this was excessive because in a long run they felt it would be short term parking for newspeople, in and out, and not exactly what it is supposed to be used for, and it would give them a total of close to two hundred feet of white zone. He said they agreed to extend their original 44' on O'Farrell Street to another 44' giving them 88' as a compromise measure.

Commissioner Murphy suggested that the Department accept this compromise for the time being and she then asked Mr. Levy to do some surveying about how often they have instances where this amount of footage as requested is needed. She said this should be tried over a period of time, plus one blue zone should also be requested by them, and then return in approximately 2 months with a report on the results.

This suggestion was then put in the form of a motion by Commissioner Murphy and seconded by Commissioner Nelder.

It was then unanimously approved.

RECOMMENDATIONS OF THE TRAFFIC BUREAU - APPROVED

RESOLVED, that the recommendation of the Traffic Bureau on the installation of zoning for the regulation of traffic on the public streets, be, and the same are hereby approved:

2285 PALOU - SKIL SERVICE CENTER

a) At 2285 Palou, install a 24' green zone, extending from east property line 24' west of same.

2315 CLEMENT STREET - BILL'S PLACE

a) At 2315 Clement Street, install a 22' white zone, extending from east building line 22' west of same.

39 NATOMA - TRASK & SQUIER

a) At 39 Natoma, install an 18' yellow zone, extending between driveway from west property line 18' west of same.

2750 JACKSON STREET - TOWN SCHOOL FOR BOYS

a) At 2750 Jackson Street, install a 22' blue zone, extending from 127' to 149' west of Scott Street.

b) Revoke existing 22' white zone, extending from 127' to 149' west of Scott Street.

877 VALENCIA STREET - WILFRIED WIETSTOCK PHOTOGRAPHY

a) At 877 Valencia Street, install a 22' yellow zone, extending from 3' to 25' south of north property line.

b) Meter 847 to be removed.

1609 POWELL STREET - CAFFE GRIFONE

a) At 1609 Powell Street, install a 33' white zone, extending from 10' to 43' north of Green Street.

b) Revoke existing 33' yellow zone, extending from 10' to 43' north of Green Street.

483-3rd STREET - LOU GREEN PRINTING

a) At 483-3rd Street, install a 22' yellow zone, extending from 45' to 67' south of Stillman.

b) Revoke existing 22' white zone, extending from 45' to 67' south of Stillman.

2830 BAKER STREET - S.F.P.D - REVOKED

a) At 2830 Baker Street, revoke existing 18' green zone, extending from 3' to 21' north of south building line.

56-14th STREET - S.F.P.D. - REVOKED

a) At 56-14th Street, revoke existing 14' yellow zone, extending between driveways.

2340 JACKSON STREET - ROOF TOP SCHOOL - REVOKED

a) At 2340 Jackson Street, revoke 100' of existing 146' white zone, from 100' to 200' west of Webster Street- Leave 46' white zone.

99 STILLMAN - MEDICAL CLINIC - REVOKED

a) At 99 Stillman, revoke existing 114' green zone, extending from 10' to 124' east of 3rd Street.

1020 O'FARRELL STREET - KRON STUDIO - DENIED.

a) At 1020 O'Farrell Street, install a 130' white zone, extending from 44' east of 44' existing zone to 86' west. DENIED.

b) Meters 1008, 1010, 1016, 1020 and 1022 be removed. DENIED.

AYES: Commissioners Daly, Nelder, Murphy, Sanchez

ABSENT: Commissioner Toler

REVOKED

RESOLVED, that the recommendation of the Traffic Bureau on the revocation of 323 feet of white, yellow and green zones, at the parts of the City, at the locations submitted, be, and the same are hereby approved.

AYES: Commissioners Daly, Nelder, Murphy, Sanchez

ABSENT: Commissioner Toler

RESOLUTION NO. 609-80

MALCOLM LOFTON

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of

Malcolm Lofton against the City and County of San Francisco in the sum of $300.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: July 11, 1980 to September 16, 1980

AYES: Commissioners Daly, Nelder, Murphy, Sanchez

ABSENT: Commissioner Toler

RESOLUTION NO. 608-80

GREGORY L. DAWSON AND HIS ATTORNEY

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Gregory L. Dawson and his attorney against the City and County of San Francisco in the sum of $37,500.00 in compromise of Superior Court Action No. 743 836, as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: February 20, 1978

AYES: Commissioners Daly, Nelder, Murphy, Sanchez

ABSENT: Commissioner Toler

RESOLUTION NO. 610-80

AUTHORIZING ATTENDANCE OF LIEUTENANTS WALTER GARRY, PLANNING AND RESEARCH, RONALD JACKSON, NORTHERN POLICE STATION, AND VERNON SMITH, TARAVAL POLICE STATION, AT A MIDDLE MANAGEMENT TRAINING COURSE, AT SAN DIEGO, CALIFORNIA, FROM DECEMBER 1, 1980 TO DECEMBER 12, 1980.

RESOLVED, that the recommendation of the Chief of Police that Lieutenants Walter Garry, Planning and Research, Ronald Jackson, Northern Police Station, and Vernon Smith, Taraval Police Station, be detailed to attend a Middle Management Training Course, at San Diego, California, from December 1, 1980 to December 12, 1980, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by Lieutenants Walter Garry, Planning and Research, Ronald Jackson, Northern Police Station, and Vernon Smith, Taraval Police Station, in a sum not to exceed $674.00 each, will be defrayed by the San Francisco Police Department's Police Officers' Training Fund.

AYES: Commissioners Daly, Nelder, Murphy, Sanchez

ABSENT: Commissioner Toler

PRESENTATION OF MEDAL OF VALOR AWARDS AND CERTIFICATES

Commissioner Daly, who had the honor of chairing this particular Awards Meeting, reported that the most rewarding job of a Commissioner is to recognize police officers who have performed outstanding polce work above and beyond the call of duty. She said it is one of the few opportunities that the representatives of the citizenry of San Francisco can show appreciation to those members of the Police Department. She said criticism is easy to find but, she said, this police department is outstanding. She said not only did they appreciate these extraordinary acts, but they also appreciate the grinding day in and day out pounding the beat kind of police work that has to be done accurately as well as for such incredible jobs that will be honored here tonight.

She said the members of this department have taken as their profession what the Commission recognize as the most difficult job in the world. She said it is without a doubt that police officers put their lives on the line every day, and so, she said, they would also like to thank the officers' families and loved ones, the people whose daily support and love, who has to keep these officers sustained and encouraged and secure. She said the officers actions also demonstrate a sensitivity to their work in a city that is as extremely diverse as San Francisco. She said included in this is the most admirable characteristic that she has seen since January when she became a Commissioner. She said this characteristic is an attitude which indicates a real sensitive understanding about what humanity is all about and she felt this was extremely important. She continued by saying that on behalf of the citizens and the city, all appreciate the priviliege of honoring those officers who are being awarded tonight.

The other Commissioners also submitted glowing accolades to the officers being honored at this presentation.

The awards were then presented as follows:

Sergeant Ronald W. Akers.....Silver Medal

Police Officer Terry A. Gregory.....Silver Medal

Police Officer Johnny Velasquez.....Silver Star

Police Officer Alex T. Williams.....Silver Medal

Commander Raymond J. Canepa..Bronze Medal

Lieutenant James H. Sturken..Bronze Star

Police Officer Richard V. Manning.....Bronze Medal

Police Officer Joseph F. Pieralde.....Bronze Star

Police Officer Randolph M. Radosevich....Bronze Medal

Inspector Thomas P. Vigo.....Meritorious Conduct Certificate

Inspector John A. Wydler.....Meritorious Conduct Certificate

Police Officer Richard A. Arambula.....Meritorious Conduct Certificate

Police Officer Hermann Chu...Meritorious Conduct Certificate

Police Officer Forrest M. Fulton.....Meritorious Conduct Certificate

Police Officer Joseph C. Kirley.....Meritorious Conduct Certificate

Deputy Chief Ryan then said at this time he would like to introduce Mr. Bill White and Mr. Keith Woods. He continued by saying that these gentlemen, on behalf of the Chamber of Commerce, wished to present to Officer John Grizzel, as part of their incentive program for Traffic Safety, an award that will become a monthly event. He said the purpose of this award is one that will be known as Policeman of the Month, where the officer that is selected is one that is well-rounded, who performs properly, all of his police task, with particular emphasis on traffic safety.

Mr. White then made the presentation saying, "This is a rather handsome picture of San Francisco. It's inscribed: 'In appreciation, John Grizzel, Traffic Officer of the Month, November, 1980, San Francisco Chamber of Commerce.' And along with this we have for the Officer, through the courtesy of Foster and Kleiser, a weekend for two at the Sierra Tahoe in Reno."

Commissioner Sanchez then thanked the Chamber of Commerce representatives and the Chamber for presenting their award to an outstanding San Franciscan and police officer. He said many organizations throughout the city will be participating even more as the Commission and the Department take time out to thank them.

He said the Department has what is called the Meritorious Award Fund which is $200 for the Gold, $100 for the Silver and $50 for the Bronze and Meritorious Conduct Award Certificate. He said last year the fund was depleted and this year, once again, difficulties have begun to turn up. He said it is a small amount to give for a "Thank you." He said in no way whatsoever could it be measured as far as giving thanks from the city to the fine officers in the department.

He said hopefully, industry and other organizations will help out to insure that these funds are always available. But, again, he said, he and the Commission wanted to pay a special thanks to the Chamber for setting up this monthly award for the outstanding officer in the San Francisco Police Department.

CHIEF'S REPORT TO THE POLICE COMMISSION

Deputy Chief Ryan introduced Mr. Tom Malloy who gave to the Commission an overview of those programs and various activities conducted throughout the City by the Park and Recreation Department.

Commissioner Sanchez said at one time there had been lines of communications open, better visibility, better cooperation between the district captains and between the Park and Recreation Department, Mr. Malloy and his staff people. He continued by saying that he wondered if Mr. Malloy had any recommendations for the Police Department to insure that these lines of communication are really open, rather than trying to develop a policy at Commission level.

Mr. Malloy said that his staff is pursuing, aggressively, a policy of meeting and keeping advised the respective district station captains. He said he would suggest a couple of changes and one is he would like to know when the Parks and Beach Patrol is being moved from

Golden Gate Park, and the other is that he would like a single officer assigned to act as liaison with their central office, because there are some overall policy concerns that he and others of the Administration, including the Superintendent of Recreation, and the Superintendent of Parks, who have a comprehensive picture, seen as a need to reach out to the police department in an attempt to solve mutual and related problems.

After further discussion, Commissioner Sanchez said the Commission would like to thank Mr. Malloy for sharing his time with the Commission and that requesting Mr. Malloy's presentation was for the purpose of maximizing the spirit of cooperation in addressing the needs of all parties concerned, and in this particular case, a specific community, the Mission District. He said Mr. Malloy's thoughts on the issues are excellent and that the Commission appreciated his time and insight in the matter.

POLICE COMMISSION REPORT

Commissioner Daly said that in the last ten days she had received a lot of complimentary comments on the police department in their response to community request and as to officers' visibility. She said this was not only received from people in the Castro and Dolores Park areas, but also from residents in the Tenderloin. She said some of the Police Department's worse critics are verbalizing this and that she thought it was wonderful. She said the second thing is that it has been two weeks since the Commission asked for an update on the progress of the investigation of the complaint of "The Take Back The Night Coalition," and wondered what stage it is currently in.

Deputy Chief Ryan said that he had spoken to the Commanding Officer of IAB and that his response was that it was not anywhere near conclusion. However, he said the IAB has made some progress in the case. He said he would have a written response before the next meeting as to how far it has progressed.

RECOMMENDATION OF THE CHIEF OF POLICE THAT THE POLICE COMMISSION ADOPT A PROPOSED AFFIRMATIVE ACTION PLAN FOR THE SAN FRANCISCO POLICE DEPARTMENT. CONTINUED FOR ONE (1) WEEK.

Mr. Jim Maas from the Chief's Office, presented the plan to the Commission and reported that the City in completing a compliance agreement with the Office of Revenue Sharing, is required to adopt from each of its departments an Affirmative Action

Plan and Policy. He said this plan had been prepared in conjunction with the Civil Service Commission and the Human Rights Commission Staff.

The Commission, noting that Commissioner Toler and Chief Murphy were absent, decided that it should be continued for one week when both would be present and one or both may desire to submit further suggestions or input into the Plan.

DR. MIMI H. SILBERT, TRAINING CONSULTANT, TO REPORT RESULTS OF A COMPLETED STUDY OF THE SAN FRANCISCO POLICE DEPARTMENT'S TRAINING, JOB STRESS, AND WOMEN IN POLICING.

Dr. Silbert presented the results of her study to the Commission and verbalized two key findings as striking and disturbing. These were a predominately negative attitude by San Francisco Policemen toward women officers and that male officers still view police work as a male preserve into which women must earn their way. She cited a number of facets of the job in which male and female officers gave contrasting views about the competence and abilities of policewomen and their effect on law enforcement and the general public. She ended her presentation by recommending that the department begin instruction that would help change negative attitudes toward women officers, but said it should be done at district stations where male and female officers are working together.

Commissioner Sanchez then thanked Dr. Silbert for her outstanding presentation and said the Commission looks forward to the review by the Department of her work and recommendations which would be forthcoming from the Chief at a later date when the Commission and staff can discuss many of the significant points raised in the question of law enforcement, recruitment, training stress and other areas mentioned in her report.

PUBLIC HEARING ON THE ISSUANCE OF AN AUCTIONEER PERMIT, 101 KANSAS STREET, SAN FRANCISCO.

Officer Joe Hession from Southern Police Station, appeared on this item and said that Southern Station recommends that the application be approved. He said the applicant is qualified and the location at 101 Kansas Street is a large building and ideal for this purpose. He said, as the applicant has said, he will be auctioning off oriental rugs.

Commissioner Murphy moved for approval and Commissioner Daly seconded.

It was then unanimously approved.

RESOLUTION NO. 611-80

PUBLIC HEARING ON THE ISSUANCE OF AN AUCTIONEER PERMIT

WHEREAS, the Police Commission on November 19, 1980, heard the application of Mr. I. Robert Bassell for the issuance of an auctioneer permit at 101 Kansas Street, in the City and County of San Francisco; and

WHEREAS, applicant appeared in person and presented oral testimony in support of his application; and

WHEREAS, written recommendations of approval were submitted from Southern Police Station, and other appropriate City agencies; therefore be it

RESOLVED, that the Police Commission in accordance with the provisions of Sections 1250 and 1253 of the San Francisco Municipal Code (Police Code),does hereby grant to Mr. I. Robert Bassell an Auctioneer's Permit at 101 Kansas Street in the City and County of San Francisco.

AYES: Commissioners Daly, Nelder, Murphy, Sanchez

ABSENT: Commissioner Toler

RESOLUTION NO. 612-80

SETTING OF DATE FOR HEARING ON THE ISSUE OF BACK PAY FOR THE PERIOD THAT POLICE OFFICERS ANDREW CITIZEN AND DENNIS MC CAFFREY WERE ON LEAVE PENDING HEARING OF CRIMINAL CHARGES.

WHEREAS, the date to be set for the hearing on the issue of back pay for the period that Police Officers Andrew Citizen and Dennis McCaffrey were on leave pending hearing of criminal charges was called; and

WHEREAS, it was agreed by Mr. Stephen Bruce Bley, attorney at law, and representatives of the Police Department, that Police Officers Andrew Citizen and Dennis McCaffrey's hearing be set for December 17, 1980; therefore be it

RESOLVED, that the hearing on the issue of back pay for the period that Police Officers Andrew Citizen and Dennis McCaffrey were on leave pending hearing of criminal charges is set for Wednesday, December 17, 1980 at 5:00 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Daly, Nelder, Murphy, Sanchez

ABSENT: Commissioner Toler

RESOLUTION NO. 613-80

HEARING OF POLICE OFFICER HERBERT ALBERT, SUPPORT SERVICES BUREAU-RECORDS DIVISION

WHEREAS, the hearing of Police Officer Herbert Albert, Support Services Bureau-Records Division, was called, it having been set for this date; and

WHEREAS, Mr. Willie L. Brown,Jr., attorney for Police Officer Herbert Albert, has requested that the matter be continued until November 26, 1980; therefore be it

RESOLVED, that the request of Mr. Brown, attorney at law, for a continuance in this matter, be, and the same is hereby approved and continued to Wednesday, November 26, 1980, at 1700 hours, in Room 551, Hall of Justice.

AYES: Commissioners Daly, Nelder, Murphy, Sanchez

ABSENT: Commissioner Toler

HEARING OF RECRUIT OFFICER HERMAN E. FOX, SUPPORT SERVICES BUREAU-COMMUNICATIONS DIVISION

Mr. Bley and Department agreed to put this matter over to the 10th of December, 1980 at 6:30 p.m., The Commission agenda matters this date went

longer than expected and, therefore, for the best interest of all parties involved, Officer Fox's hearing was continued to the above-stated date and time.

RESOLUTION NO. 614-80

HEARING OF RECRUIT OFFICER HERMAN E. FOX, SUPPORT SERVICES BUREAU-COMMUNICATIONS DIVISION

WHEREAS, the hearing of Recruit Officer Herman E. Fox, Support Services Bureau-Communications Division, was called, it having been set for this date; and

WHEREAS, Mr. Stephen Bruce Bley, attorney for Recruit Officer Herman E. Fox, has requested that the matter be continued until December 10, 1980; therefore be it

RESOLVED, that the request of Mr.Stephen Bruce Bley, Attorney at Law, for a continuance in this matter, be, and the same is hereby approved and continued to Wednesday, December 10, 1980, at 1830 hours, in Room 551, Hall of Justice.

AYES: Commissioners Daly, Nelder, Murphy, Sanchez

ABSENT: Commissioner Toler

The Commission then adjourned its meeting at 8:51 p.m.

SECRETARY

26 NOVEMBER 1980 REGULAR MEETING

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, November 26, 1980, at 1700 hours, in regular session.

PRESENT: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

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Commissioner Sanchez presiding.

RECOMMENDATION OF THE TRAFFIC BUREAU

Sergeant Andrew Quaglia said that on Traffic Calendar item #5, 1711-37th Avenue, West Portal Lutheran Sunset School, he had received a letter from the applicant requesting to change their white zone and he wanted it held over until he could investigate and make a determination as to their request.

Commissioner Nelder then moved to continue it, and it was seconded by Commissioner Toler, and unanimously approved.

RECOMMENDATION OF THE TRAFFIC BUREAU - APPROVED

RESOLVED, that the recommendation of the Traffic Bureau on the installation of zoning for the regulation of traffic on the public streets, be, and the same is hereby approved:

1520 PACIFIC - RUSSIAN HILL RECORD

a) At 1520 Pacific, install a 24' green zone, extending from east building line 24' west of driveway.

2237 PALOU - S & D GROUP INC.

a) At 2237 Palou, install a 24' green zone, extending from east property line 24' west. (Diagonal parking.)

525 GOLDEN GATE AVENUE - DEPT. OF INDUSTRIAL RELATION

a) At 525 Golden Gate Avenue, install a 22' blue zone, extending from 5' to 27' east of west property line.

b) Remove meter #517.

1720 HOLLOWAY - SAN FRANCISCO STATE COLLEGE

a) At 1720 Holloway Avenue, install an 88' white zone, extending from west building line 88' east of same.

1641 POST STREET - NATIONAL-BRAEMAR, INC.

a) At 1641 Post Street, install a 44' yellow zone, extending from west building line 44' east of same.

b) Meters #1611 and 1617 to be removed.

1825 POST STREET - NATIONAL-BRAEMAR, INC.

a) At 1825 Post Street, install a 22' yellow zone, extending from 30' to 74' west of east building line.

b) Meter #1803 and 1805 to be removed.

1730 GEARY - NATIONAL-BRAEMAR, INC.

a) At 1730 Geary, revoke existing 56' yellow zone, extending from 59' to 115' east of east driveway.

1607 HAIGHT STREET - GRAND VICTORIA RESTAURANT

a) At 1607 Haight Street, revoke existing 22' yellow zone, extending from 44' to 88' west of the east property line.

b) At 1607 Haight Street, replace with a 22' white zone, extending from 44' to 88' west of the east property line.

1001 NATOMA - S.F.P.D. - REVOKED

a) At 1001 Natoma Street, revoke existing 42' yellow zone, extending from 3' to 45' west of 11th Street.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

REVOKED

RESOLVED, that the recommendation of the Traffic Bureau on the revocation of 120 feet of yellow zones, at the parts of the City, at the locations submitted, be, and the same are hereby approved.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 615-80

TODD J. ANSON

RESOLVED that the recommendation of the City Attorney for settlement of the claim of Todd J. Anson against the City and County of San Francisco in the sum of $35.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: October 12,1980

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 616-80

DANIEL BELCHAR

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Daniel Belchar against the City and County of San Francisco in the sum of $1,000.00 as the

result of damages sustained, be, and the same is hereby approved.

Date of Incident: June 16, 1980

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 617-80

REV. NOAH CHEN

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Rev. Noah Chen against the City and County of San Francisco in the sum of $35.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: October 10, 1980

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 618-80

JUDITH E. MASON

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Judith E. Mason against the City and County of San Francisco in the sum of $35.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: October 12, 1980

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO.619-80

EVA DE MESA

RESOLVED, that the recommendation of the

City Attorney for settlement of the claim of Eva De Mesa against the City and County of San Francisco in the sum of $1,358.53 as the result of a collision with a police vehicle, be, and the same is hereby approved.

Date of Accident: October 7, 1980

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 620-80

PETER J. PANGELINAN

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Peter J. Pangelinan against the City and County of San Francisco in the sum of $35.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: October 22, 1980

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 621-80

STATE FARM INSURANCE COMPANY & ERNEST GRIFFIN

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of the State Farm Insurance Company and Ernest Griffin against the City and County of San Francisco in the sum of $450.00 as the result of a collision with a police vehicle, be, and the same is hereby approved.

Date of Accident: August 26, 1980

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 622-80

JESSE BYRD AND HIS ATTORNEY

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Jesse Byrd and his attorney against the City and County of San Francisco in the sum of $1,750.00 in Superior Court Action No. 718-300 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: February 3, 1976

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 623-80

TRAVELING EXPENSE VOUCHERS - APPROVED

RESOLVED, that the Traveling Expense Vouchers submitted by the following-named members of the Police Department for expenses incurred in attending the below-indicated program, be, and the same are hereby approved:

Lieutenant Gerald Mahoney, Support Services-Records Division; Lieutenant James Sturken, Personnel & Training; Lieutenant Frank Rafferty, Field Operations-Patrol Division	$545.00 each	(P.O.S.T. Middle Management Training Course, Kelseyville, California, from October 26,1980 to November 7, 1980.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 624-80

TRAVELING EXPENSE VOUCHER - APPROVED

RESOLVED, that the Traveling Expense Voucher submitted by the following-named member

of the Police Department for expenses incurred in attending the below-indicated program, be, and the same is hereby approved:

Lieutenant Richard H. Trueb Legal Office	$134.00	(All Committee Training Conference, Pasadena, California, October 31, 1980.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

PERMISSION TO ACCEPT A REWARD - APPROVED

The request of Inspector/Sergeant James A. Tedesco and Sergeant Lawrence Gurnett, Personnel and Training, for permission to accept the SPUR Public Managerial Efficiency Award of $500.00, for developing and utilizing managerial skills and techniques that materially increased the effective on-duty force of the San Francisco Police Department, be, and the same is hereby approved.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

CHIEF'S REPORT TO THE POLICE COMMISSION

The Chief had no report to make at this time.

POLICE COMMISSION REPORT

The Commission has no report to make at this time.

RECOMMENDATIONS OF THE AWARDS COMMITTEE

Commissioner Nelder addressed the Commission on this matter as he was the Chairman of the last Awards Committee Meeting. He said they approved those that appeared before them and that all of them were outstanding cases which the Commission will be able to identify when the Commission presents them at one of their future meetings. He then moved for their approval, and it was seconded by Commissioner Toler, and unanimously approved.

The date for the presentation of the awards was set for December 17th, 1980.

RESOLUTION NO. 628-80

RESOLVED, that the following-named members of the Police Department, be, and they are hereby granted Awards of Valor - Silver Medal and Bronze Medal, and Meritorious Conduct Award, under the provisions of Sections 5.119 and 5.131 of the Rules and Procedures of the San Francisco Police Department, as approved by the Awards Committee on Friday, November 21, 1980:

Police Officer Timothy J. Hettrich.....Silver Medal of Valor

Police Officer Henry C. Hunter.....Silver Medal of Valor

Police Officer Charles J. Keohane.....Silver Medal of Valor

Police Officer Jeremiah W. Morgan.....Silver Medal of Valor

Police Officer Robert J. Puts.....Silver Medal of Valor

Police Officer Edward L. St. Andre.....Silver Medal of Valor

Police Officer Steven R. Silvers.....Silver Medal of Valor

Housing Officer Alan F. Hom..Silver Medal of Valor

Housing Officer Harvey Iosua.Silver Medal of Valor

Sergeant George F. Kowalski..Bronze Medal of Valor

Inspector J. Peter Otten.....Bronze Medal of Valor

Police Officer David R. Ambrose.....Bronze Medal of Valor

Police Officer John S. Colla.Bronze Medal of Valor

Police Officer James T. Deely.....Bronze Medal of Valor

Police Officer Ronald M. Dinslage.....Bronze Medal of Valor

Police Officer Michael K. Garner.....Bronze Medal of Valor

Police Officer Steven L. Hutzler.....Bronze Medal of Valor

Police Officer Daniel G. Inocencio.....Bronze Medal of Valor

Police Officer Walter K. Kliegel.....Bronze Medal of Valor

Police Officer Daniel A. McDonagh.....Bronze Medal of Valor

Police Officer Robert T. McMillan.....Bronze Medal of Valor

Police Officer Henry Parra, Jr.,.....Bronze Medal of Valor

Police Officer Thomas P. Walsh.....Bronze Medal of Valor

Housing Officer John E. Bain.Bronze Medal of Valor

Housing Officer Alan F. Hom..Bronze Medal of Valor

Housing Officer Joseph H. Long.....Bronze Medal of Valor

Housing Officer Edward E. Shelley.....Bronze Medal of Valor

Inspector Kevin J. O'Connor..Meritorious Conduct Award

Inspector J. Peter Otten.....Meritorious Conduct Award

Inspector Christopher B. Sullivan.....Meritorious Conduct Award

Police Officer Michael L. Kelly.....Meritorious Conduct Award

Police Officer Michael P. Puccinelli....Meritorious Conduct Award

Police Officer Brian P. Rabbitt.....Meritorious Conduct Award

Police Officer Lloyd A. Ritter.....Meritorious Conduct Award

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

At this time Commissioner Sanchez asked the Chief if he would like to present the two outstanding Sergeants to the Commission pertaining to their two million dollar savings plan for the San Francisco Police Department.

The Chief then introduced Sergeants Lawrence Gurnett and James Tedesco to the Commission.

The Chief said the two sergeants instituted a program that was highly effective in reducing the amount of sick and disability time used by officers of this department. He said because of this, SPUR this year, selected these two officers to receive its award. The amount of the award was $500 dollars for each officer.

The Commission granted permission to these officers to accept this award in accordance with the Rules and Procedures of the San Francisco Police Department.

RECOMMENDATION OF THE CHIEF OF POLICE THAT THE POLICE COMMISSION ADOPT A PROPOSED AFFIRMATIVE ACTION PLAN FOR THE SAN FRANCISCO POLICE DEPARTMENT. (CONTINUED FROM THE MEETING OF NOVEMBER 19, 1980)

Commissioner Sanchez said this was an outstanding Affirmative Action Plan drawn up by the Department and that it was held over from last week's meeting only because the Commission wanted to get a full Commission vote on it.

Commissioner Murphy then asked Mr. Jim Maas, who was instrumental in putting it together, if there were any basic changes from the earlier Department's Affirmative Action Plan. Mr. Maas said the Plan, in the past, related to sworn officers only, now it includes civilian personnel as well and is in complaince with the Office of Revenue Sharing Agreement.

Commissioner Nelder then moved for approval.

RESOLUTION NO. 626-80

AFFIRMATIVE ACTION PLAN OF THE SAN FRANCISCO POLICE DEPARTMENT - APPROVED

RESOLVED, that the San Francisco Police Commission hereby endorses and adopts the Affirmative Action Plan of the San Francisco Police Department.

(Copy on file in the Office of the Police Commission.)

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RECEIPT OF PROPOSED GENERAL ORDER P-5, RELATIVE TO "MIDDLE MANAGEMENT TRAINING FOR LIEUTENANTS." (COPIES SENT TO THE EMPLOYEE ORGANIZATIONS.)

Chief Shannon said that this was, basically, for setting of a date. He said the purpose of the order is to make the paper work a little smoother in providing for this training. He said the Department is required by POST to send the new lieutenants within one (1) year of their appointments to Middle Management Schools. It will, he said, provide flexibility to change the names of the different lieutenants in case certain ones cannot go as scheduled.

It was scheduled to be heard for adoption on December 10, 1980.

RESOLUTION NO. 625-80

REQUEST OF MAXIE A. GARCIA FOR PERMISSION TO INCREASE THE PASSENGER CAPACITY OF HIS JITNEY BUS FROM TWELVE (12) PASSENGERS TO FIFTEEN (15) PASSENGERS - APPROVED

WHEREAS, Maxie A. Garcia requested by letter a hearing before the Police Commission for permission to increase his passenger capacity from twelve (12) passengers to fifteen (15) passengers; and

WHEREAS, the Police Commission after hearing a favorable report from the Police Department's Permit Bureau regarding Maxie A. Garcia's capability of increasing his passenger capacity and of having purchased the appropriate amount of insurance to cover such increase, approves Mr. Garcia's request; therefore be it

RESOLVED, that it is the order of the Police Commission that the request of Maxie A. Garcia for permission to increase his jitney bus passenger capacity from twelve (12) passengers to fifteen (15) passengers, be, and the same is hereby approved.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 627-80

REQUEST OF JESUS MARTINEZ FOR PERMISSION TO INCREASE THE PASSENGER CAPACITY OF HIS JITNEY BUS FROM TWELVE (12) PASSENGERS TO FIFTEEN (15) PASSENGERS - APPROVED

WHEREAS, Jesus Martinez requested by letter a hearing before the Police Commission for permission to increase his passenger capacity from twelve (12) passengers to fifteen (15) passengers; and

WHEREAS, the Police Commission, after hearing a favorable report from the Police Department's Permit Bureau regarding Mr. Jesus Martinez' capability of increasing his passenger capacity and of having purchased the appropriate amount of insurance to cover such increase, approves Jesus Martinez request; therefore be it

RESOLVED, that it is the order of the Police Commission that the request of Mr. Jesus Martinez for permission to increase his jitney bus passenger capacity from twelve (12) passengers to fifteen (15) passengers, be, and the same is hereby approved.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

NOTIFICATION OF REVOCATION OF MOTOR VEHICLE FOR HIRE PERMITS HAVE BEEN SENT TO THE BELOW-NAMED PERMITTEES FOR FAILURE TO COMPLY WITH VARIOUS SECTIONS OF THE POLICE CODE:

Phillip M. Anders	Edmund L. Jung
Julio J. Bracco	Frank S. Leanio
Felix DeCourt	Manuel Montalbo
Milton J. Duarte	Daniel D. Nava
Abbe Ettin	Russell J. Orlandi
Charles T. Flintroy	Marian Overstreet
Estanislao Garfil	John W. Parris
Alice Graves	George Shewl
LaFrance Graves	Earl W. Wheeler
Kenneth Gillespie	

Officer Suslow said that each person listed below the line number on the Commission Agenda have previously appeared before the Commission, were granted a 90 day suspension of operation, and now, that 90 day period has now ended. He continued by saying they all have failed to comply with the sections of law.

Commissioner Sanchez then asked what options the Commission may have at this point as to the possibility of extending it for another 90 days.

Officer Suslow advised that 90 days was the maximum allowable and, as he understood it, the Commission was mandated to revoke the permittees permits.

Commissioner Sanchez said the procedure would be to take roll call and inquire if they are present as to their having the necessary documents, i.e., insurance, car, and/or licensed person to operate, and if they have, the Commission would like to hear from them, and if they haven't, then the Commission would have to revoke their permits.

During testimony from permittees it was pointed out that some of the other permittees not before the Commission may also be in violation of certain provisions of the law.

Mr. Wilson of the Legal Office, pointed out that it is the Legal Office's opinion that the practice of a permit holder permitting someone else to operate a vehicle under the permittees permit, and the vehicle is not owned by the permit holder is in effect an assignment of the permit to the other person. He said they are requesting an opinion from the City Attorney asking to be informed as to the correctness, or incorrectness, of this interpretation of this law.

After listening to testimony from the permittees, Commissioner Murphy moved that with the exception of Abbe Ettin, Felix DeCourt and Earl W. Wheeler, that the below-listed permittees have their permits revoked.

Commissioner Daly seconded and it was unanimously approved.

These parties were advised that if they wanted to protest this revocation they should take their cases to the Board of Permit Appeals.

Commissioner Nelder then moved that Mr. Abe Ettin, Mr. Felix DeCourt and Mr. Earl W. Wheeler work with Officer Suslow as there are mitigating circumstances in their cases which, in the Commission's opinion, is enough to grant them a two week continuance.

This was seconded by Commissioner Murphy, and unanimously approved.

RESOLUTION NO. 631-80

JITNEY BUS LICENSE AND/OR PERMIT - PHILLIP M. ANDERS - REVOKED

WHEREAS, on November 13, 1980, the Police Commission sent a communication, certified mail, return receipt requested, to Phillip M. Anders, notifying him that it would conduct a hearing on November 26, 1980, to determine whether it should direct the Police Department to revoke his permit and/or license for abandonment of his jitney bus business; and

WHEREAS, Mr. Anders failed to appear at the Police Commission hearing on November 26, 1980, and he was not represented by counsel; therefore be it

RESOLVED, that the Police Commission pursuant to the provisions of Section 4a of Proposition K, does hereby find that Phillip M. Anders is not operating his jitney bus and has not so operated it for a period in excess of ten (10) consecutive days, and has abandoned his said jitney bus business for a period of ten (10) consecutive days; and be it further

RESOLVED, that the Police Commission having given five (5) days written notice to Phillip M. Anders that his permit is subject to revocation as provided in Section 4a of Proposition K, does hereby direct the Police Department of the City and County of San Francisco to revoke the license and/or permit authorizing Phillip M. Anders to operate a jitney bus on the Mission Street route.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 632-80

JITNEY BUS LICENSE AND/OR PERMIT - JULIO J. BRACCO - REVOKED

WHEREAS, on November 13, 1980, the Police

Commission sent a communication, certified mail, return receipt requested, to Julio J. Bracco notifying him that it would conduct a hearing on November 26, 1980, to determine whether it should direct the Police Department to revoke his permit and/or license for abandonment of his jitney bus business; and

WHEREAS, Mr. Bracco appeared in person and was unable to offer testimony in support of putting into operation his jitney bus permit; therefore be it

RESOLVED, that the Police Commission pursuant to the provisions of Section 4a of Proposition K, does hereby find that Julio J. Bracco is not operating his jitney bus and has not so operated it for a period in excess of ten (10) consecutive days, and has abandoned his said jitney bus business for a period of ten (10) consecutive days; and be it further

RESOLVED, that the Police Commission having given five (5) days written notice to Julio J. Bracco that his permit is subject to revocation as provided in Section 4a of Proposition K, does hereby direct the Police Department of the City and County of San Francisco to revoke the license and/or permit authorizing Julio J. Bracco to operate a jitney bus on the Mission Street route.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 633-80

JITNEY BUS LICENSE AND/OR PERMIT - MILTON J. DUARTE - REVOKED

WHEREAS, on November 13, 1980, the Police Commission sent a communication, certified mail, return receipt requested, to Milton J. Duarte notifying him that it would conduct a hearing on November 26, 1980, to determine whether it should direct the Police Department to revoke his permit and/or license for abandonment of his jitney bus business; and

WHEREAS, Mr. Duarte appeared in person, but was unable to offer testimony in support of putting into operation his jitney bus permit; therefore be it

RESOLVED, that the Police Commission pursuant to the provisions of Section 4a of Proposition K, does hereby find that Milton J. Duarte is not operating his jitney bus and has not so operated it for a period in excess of ten (10) consecutive days and has abandoned his said jitney bus business for a period of ten (10) consecutive days; and be it further

RESOLVED, that the Police Commission having given five (5) days written notice to Milton J. Duarte that his permit is subject to revocation as provided in Section 4a of Proposition K, does hereby direct the Police Department of the City and County of San Francisco to revoke the license and/or permit authorizing Milton J. Duarte to operate a jitney bus on the Mission Street route.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 634-80

JITNEY BUS LICENSE AND/OR PERMIT - CHARLES T. FLINTROY - REVOKED

WHEREAS, on November 13, 1980, the Police Commission sent a communication, certified mail, return receipt requested, to Charles T. Flintroy, notifying him that it would conduct a hearing on November 26, 1980, to determine whether it should direct the Police Department to revoke his permit and/or license for abandonment of his jitney bus business; and

WHEREAS, Mr. Flintroy failed to appear at the Police Commission hearing on November 26, 1980, and he was not represented by counsel; therefore be it

RESOLVED, that the Police Commission pursuant to the provisions of Section 4a of Proposition K, does hereby find that Charles R. Flintroy is not operating his jitney bus and has not so operated it for a period in excess of ten (10) consecutive days, and has abandoned his said jitney bus business for a period of ten (10) consecutive days; and be it further

RESOLVED, that the Police Commission having given five (5) days written notice to Charles T. Flintroy that his permit is subject to revocation

as provided in Section 4a of Proposition K, does hereby direct the Police Department of the City and County of San Francisco to revoke the license and/or permit authorizing Charles T. Flintroy to operate a jitney bus on the Mission Street route.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 635-80

JITNEY BUS LICENSE AND/OR PERMIT - ESTANISLAO GARFIL - REVOKED

WHEREAS,on November 13, 1980, the Police Commission sent a communication, certified mail, return receipt requested, to Estanislao Garfil notifying him that it would conduct a hearing on November 26, 1980, to determine whether it should direct the Police Department to revoke his permit and/or license for abandonment of his jitney bus business; and

WHEREAS, Mr. Garfil appeared in person, but was unable to offer testimony in support of putting into operation his jitney bus permit; therefore be it

RESOLVED, that the Police Commission pursuant to the provisions of Section 4a of Proposition K, does hereby find that Estanislao Garfil is not operating his jitney bus and has not so operated it for a period in excess of ten (10) consecutive days, and has abandoned his said jitney bus business for a period of ten (10) consecutive days; and be it further

RESOLVED, that the Police Commission having given five (5) days written notice to Estanislao Garfil that his permit is subject to revocation as provided in Section 4a of Proposition K, does hereby direct the Police Department of the City and County of San Francisco to revoke the license and/or permit authorizing Estanislao Garfil to operate a jitney bus on the Mission Street route.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 636-80

LIMOUSINE LICENSE AND/OR PERMIT - ALICE GRAVES - REVOKED

WHEREAS, on November 13, 1980, the Police Commission sent a communication, certified mail, return receipt requested, to Alice Graves, notifying her that it would conduct a hearing on November 26, 1980, to determine whether it should direct the Police Department to revoke her permit and/or license for abandonment of her limousine business; and

WHEREAS, Mrs. Graves appeared in person but was unable to offer testimony in support of putting into operation her limousine permit; therefore be it

RESOLVED, that the Police Commission pursuant to the provisions of Section 4a of Proposition K, does hereby find that Alice Graves is not operating her limousine and has not so operated it for a period in excess of ten (10) consecutive days, and has abandoned her said limousine business for a period of ten (10) consecutive days; and be it further

RESOLVED, that the Police Commission having given five (5) days written notice to Alice Graves that her permit is subject to revocation as provided in Section 4a of Proposition K, does hereby direct the Police Department of the City and County of San Francisco to revoke the license and/or permit authorizing Alice Graves to operate a limousine.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 637-80

LIMOUSINE LICENSE AND/OR PERMIT - LA FRANCE GRAVES - REVOKED

WHEREAS, on November 13, 1980, the Police Commission sent a communication, certified mail, return receipt requested, to LaFrance Graves, notifying him that it would conduct a hearing on November 26, 1980, to determine whether it should direct the Police Department to revoke his permit and/or license for abandonment of his limousine business; and

WHEREAS, Mr. Graves failed to appear at the Police Commission hearing on November 26, 1980, and he was not represented by counsel; therefore be it

RESOLVED, that the Police Commission pursuant to Section 4a of Proposition K, does hereby find that La France Graves is not operating his limousine and has not so operated it for a period in excess of ten (10) consecutive days, and has abandoned his said limousine business for a period of ten (10) consecutive days; and be it further

RESOLVED, that the Police Commission having given five (5) days written notice to LaFrance Graves that his permit is subject to revocation as provided in Section 4a of Proposition K, does hereby direct the Police Department of the City and County of San Francisco to revoke the license and/or permit authorizing La France Graves to operate a limousine.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 638-80

JITNEY BUS LICENSE AND/OR PERMIT - KENNETH GILLESPIE - REVOKED

WHEREAS, on November 13, 1980, the Police Commission sent a communication, certified mail, return receipt requested, to Kenneth Gillespie notifying him that it would conduct a hearing on November 26,1980, to determine whether it should direct the Police Department to revoke his permit and/or license for abandonment of his jitney bus business; and

WHEREAS, Mr. Gillespie appeared in person, but was unable to offer testimony in support of putting into operation his jitney bus permit; therefore be it

RESOLVED, that the Police Commission pursuant to the provisions of Section 4a of Proposition K, does hereby find that Kenneth Gillespie is not operating his jitney bus and has not so operated it for a period in excess of ten (10) consecutive days, and has abandoned his said jitney bus business for a period of ten (10) consecutive days; and be it further

RESOLVED, that the Police Commission having given five (5) days written notice to Kenneth Gillespie that his permit is subject to revocation as provided in Section 4a of Proposition K, does hereby direct the Police Department of the City and County of San Francisco to revoke the license and/or permit authorizing Kenneth Gillespie to operate a jitney bus on the Mission Street route.

AYES: Commissioners Daly,Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 639-80

SIGHTSEEING BUS, MOTORIZED RICKSHAW LICENSE AND/OR PERMIT - EDMUND L. JUNG - REVOKED

WHEREAS, on November 13, 1980, the Police Commission sent a communication, certified mail, return receipt requested, to Edmund L. Jung, notifying him that it would conduct a hearing on November 26, 1980, to determine whether it should direct the Police Department to revoke his permit and/or license for abandonment of his sightseeing bus, motorized rickshaw business; and

WHEREAS, Mr. Jung failed to appear at the Police Commission hearing on November 26, 1980, and he was not represented by counsel; therefore be it

RESOLVED, that the Police Commission pursuant to the provisions of Section 4a of Proposition K, does hereby find that Edmund L. Jung is not operating his sightseeing bus, motorized rickshaw, and has not so operated it for a period in excess of ten (10) consecutive days, and has abandoned his said sightseeing bus, motorized rickshaw business for a period of ten (10) consecutive days; and be it further

RESOLVED, that the Police Commission having given five (5) days written notice to Edmund L.Jung that his permit is subject to revocation as provided in Section 4a of Proposition K, does hereby direct the Police Department of the City and County of San Francisco to revoke the license and/or permit authorizing Edmund L. Jung to operate a sightseeing bus, motorized rickshaw.

AYES: Commissioners Daly, Nelder,Toler, Murphy, Sanchez

RESOLUTION NO. 640-80

JITNEY BUS LICENSE AND/OR PERMIT - FRANK S.LEANIO - REVOKED

WHEREAS, on November 13, 1980, the Police Commission sent a communication, certified mail, return receipt requested, to Frank S. Leanio, notifying him that it would conduct a hearing on November 26, 1980, to determine whether it should direct the Police Department to revoke his permit and/or license for abandonment of his jitney bus business; and

WHEREAS, Mr. Leanio failed to appear at the Police Commission hearing on November 26, 1980, and he was not represented by counsel; therefore be it

RESOLVED, that the Police Commission pursuant to the provisions of Section 4a of Proposition K, does hereby find that Frank S. Leanio is not operating his jitney bus and has not so operated it for a period in excess of ten (10) consecutive days, and has abandoned his said jitney bus business for a period of ten (10) consecutive days; and be it further

RESOLVED, that the Police Commission having given five (5) days written notice to Frank S. Leanio that his permit is subject to revocation as provided in Section 4a of Proposition K, does hereby direct the Police Department of the City and County of San Francisco to revoke the license and/or permit authorizing Frank S. Leanio to operate a jitney bus on the Mission Street route.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 641-80

JITNEY BUS LICENSE AND/OR PERMIT - MANUEL MONTALBO - REVOKED

WHEREAS, on November 13, 1980, the Police Commission sent a communication, certified mail, return receipt requested, to Manuel Montalbo notifying him that it would conduct a hearing on November 26, 1980, to determine whether it should direct the Police Department to revoke his permit and/or

license for abandonment of his jitney bus business; and

WHEREAS, Mr. Montalbo appeared in person, but was unable to offer testimony in support of putting into operation his jitney bus permit; therefore be it

RESOLVED, that the Police Commission pursuant to the provisions of Section 4a of Proposition K, does hereby find that Manuel Montalbo is not operating his jitney bus and has not so operated it for a period in excess of ten (10) consecutive days, and has abandoned his said jitney bus business for a period of ten (10) consecutive days; and be it further

RESOLVED, that the Police Commission having given five (5) days written notice to Manuel Montalbo that his permit is subject to revocation as provided in Section 4a of Proposition K, does hereby direct the Police Department of the City and County of San Francisco to revoke the license and/or permit authorizing Manuel Montablo to operate a jitney bus on the Mission Street route.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 642-80

JITNEY BUS LICENSE AND/OR PERMIT - DANIEL D. NAVA - REVOKED

WHEREAS, on November 13, 1980, the Police Commission sent a communication, certified mail, return receipt requested, to Daniel D. Nava, notifying him that it would conduct a hearing on November 26, 1980, to determine whether it should direct the Police Department to revoke his permit and/or license for abandonment of his jitney bus business; and

WHEREAS, Mr. Nava failed to appear at the Police Commission hearing on November 26, 1980, and he was not represented by counsel; therefore be it

RESOLVED, that the Police Commission pursuant to the Provisions of Section 4a of Proposition K, does hereby find that Daniel D. Nava is not operating his jitney bus and has not so operated it for a period in excess of ten (10) consecutive days, and

has abandoned his said jitney bus business for a period of ten (10) consecutive days; and be it further

RESOLVED, that the Police Commission having given five (5) days written notice to Daniel D. Nava that his permit is subject to revocation as provided in Section 4a of Proposition K, does hereby direct the Police Department of the City and County of San Francisco to revoke the license and/or permit authorizing Daniel D. Nava to operate a jitney bus on the Mission Street route.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 643-80

JITNEY BUS LICENSE AND/OR PERMIT - RUSSELL J. ORLANDI - REVOKED

WHEREAS, on November 13, 1980, the Police Commission sent a communication, certified mail, return receipt requested to Russell J. Orlandi, notifying him that it would conduct a hearing on November 26, 1980, to determine whether it should direct the Police Department to revoke his permit and/or license for abandonment of his jitney bus business; and

WHEREAS, Mr. Orlandi failed to appear at the Police Commission hearing on November 26, 1980, and he was not represented by counsel; therefore be it

RESOLVED, that the Police Commission pursuant to the provisions of Section 4a of Proposition K, does hereby find that Russell J. Orlandi is not operating his jitney bus and has not so operated it for a period in excess of ten (10) consecutive days, and has abandoned his said jitney bus business for a period of ten (10) consecutive days; and be it further

RESOLVED, that the Police Commission having given five (5) days written notice to Russell J. Orlandi that his permit is subject to revocation as provided in Section 4a of Proposition K, does hereby direct the Police Department of the City and County of San Francisco to

revoke the license and/or permit authorizing Russell J. Orlandi to operate a jitney bus on the Mission Street route.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 644-80

JITNEY BUS LICENSE AND/OR PERMIT - MARIAN OVERSTREET - REVOKED

WHEREAS, on November 13, 1980, the Police Commission sent a communication, certified mail, return receipt requested, to Marian Overstreet, notifying her that it would conduct a hearing on November 26, 1980, to determine whether it should direct the Police Department to revoke her permit and/or license for abandonment of her jitney bus business; and

WHEREAS, Marian Overstreet appeared in person, but was unable to offer testimony in support of putting into operation her jitney bus permit; therefore be it

RESOLVED, that the Police Commission pursuant to the provisions of Section 4a of Proposition K, does hereby find that Marian Overstreet is not operating her jitney bus and has not so operated it for a period in excess of ten (10) consecutive days, and has abandoned her said jitney bus business for a period of ten (10) consecutive days; and be it further

RESOLVED, that the Police Commission having given five (5) days written notice to Marian Overstreet that her permit is subject to revocation as provided in Section 4a of Proposition K, does hereby direct the Police Department of the City and County of San Francisco to revoke the license and/or permit authorizing Marian Overstreet to operate a jitney bus on the Mission Street route.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 645-80

JITNEY BUS LICENSE AND/OR PERMIT - JOHN W. PARRIS - REVOKED

WHEREAS, on November 13, 1980, the Police Commission sent a communication, certified mail, return receipt requested, to John W. Parris, notifying him that it would conduct a hearing on November 26, 1980, to determine whether it should direct the Police Department to revoke his permit and/or license for abandonment of his jitney bus business; and

WHEREAS, Mr. Parris failed to appear at the Police Commission hearing on November 26, 1980, and he was not represented by counsel; therefore be it

RESOLVED, that the Police Commission pursuant to the provisions of Section 4a of Proposition K, does hereby find that John W. Parris is not operating his jitney bus and has not so operated it for a period in excess of ten (10) consecutive days, and has abandoned his said jitney bus business for a period of ten (10) consecutive days; and be it further

RESOLVED, that the Police Commission having given five (5) days written notice to John W. Parris, that his permit is subject to revocation as provided in Section 4a of Proposition K, does hereby direct the Police Department of the City and County of San Francisco to revoke the license and/or permit authorizing John W. Parris to operate a jitney bus on the Mission Street route.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 646-80

JITNEY BUS LICENSE AND/OR PERMIT - GEORGE SHEWL - REVOKED

WHEREAS,on November 13, 1980, the Police Commission sent a communication, certified mail, return receipt requested, to George Shewl, notifying him that it would conduct a hearing on November 26, 1980, to determine whether it should direct the Police Department to revoke his permit and/or license for abandonment of his jitney bus business; and

WHEREAS, Mr. Shewl failed to appear at the Police Commission hearing on November 26, 1980, and he was not represented by counsel; therefore be it

RESOLVED, that the Police Commission pursuant to the provisions of Section 4a of Proposition K, does hereby find that George Shewl is not operating his jitney bus and has not so operated it for a period in excess of ten (10) consecutive days, and has abandoned his said jitney bus business for a period of ten (10) consecutive days; and be it further

RESOLVED, that the Police Commission having given five (5) days written notice to George Shewl that his permit is subject to revocation as provided in Section 4a of Proposition K, does hereby direct the Police Department of the City and County of San Francisco to revoke the license and/or permit authorizing George Shewl to operate a jitney bus on the Mission Street route.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

Commissioner Sanchez then announced that the Commission had scheduled an Executive Session which was held prior to today's regular meeting and that there was no vote taken.

HEARING OF POLICE OFFICER HERBERT ALBERT, SUPPORT SERVICES BUREAU-RECORDS DIVISION

"Lawrence Wilson appearing on behalf of the Department."

"Willie L. Brown appearing on behalf of the Defendant."

Mr. Wilson made an opening statement regarding the Specifications filed against Police Officer Herbert Albert. Mr. Wilson continued by saying that he wanted to correct one misstatement that was made in the charges. He said at the time they were drafted he was under the impression that 118a of the Penal Code was a misdemeanor but he had stated in paragraph F of the charges that 118a is a felony. He said it is a felony in that Section 126 of the Penal Code reads as follows: "Perjury is punishable by

imprisonment in the State Prison for 2, 3, or 4 years. Any crime that is punishable by imprisonment in the State Prison is a felony."

He then said that Officer Albert pled Nolo Contendre to the charge of 118a and was found guilty by the court of the felony crime of perjury and the second count was dismissed.

He said it was the recommendation of the Department that Officer Albert be terminated by the Department and that it is the position of the Department that it has no alternative because under Section 12560 of the Penal Code it is against the law for a convicted felon to possess a concealable firearm. He said the Officer is now a convicted felon and it would be impossible for him to possess a firearm, which is obviously a requirement to be a San Francisco Police Officer.

Mr. Brown, in his response, said that Mr. Wilson on behalf of the Police Department and Chief Murphy filed a list of specifications which included exactly what occurred in court and what the court intended. He said the court intended to dispose of Mr. Albert's matter in a fashion that would allow him to come before the Police Commission for purposes of determining his fitness as a police officer. He said now Mr. Wilson has come before the Commission and suggested that he made an error in his initial drafting of the charges and it has not been corrected. He said if that error had been corrected his response to this pleading would not have been simply not guilty, but he would have attacked the question of the legal position that Mr. Wilson proposes to stand upon in the hearing today. He said because of that he would respectfully request that the Commission continue the matter to allow him to address the issues in the appropriate form so that Mr. Wilson's original charges, which he (Mr. Brown) responded to would be accurate.

Commissioner Nelder then moved to continue the hearing on this matter to Wednesday, December 17, 1980 at 4:00 p.m.

It was seconded by Commissioner Toler and unanimously approved.

RESOLUTION NO. 630-80

HEARING OF POLICE OFFICER HERBERT ALBERT, SUPPORT SERVICES BUREAU-RECORDS DIVISION

WHEREAS, the hearing of Police Officer Herbert Albert, Support Services Bureau-Records Division, was called, it having been set for this date; and

WHEREAS, Mr. Willie L. Brown,Jr., Attorney for Police Officer Herbert Albert, brought to the attention of the Commission that the Specifications filed by the Department against Officer Albert were erroneous, and that once the matter had been corrected he would require additional time to prepare for the hearing, and requested that the matter be continued until December 17, 1980; therefore be it

RESOLVED, that the request of Mr. Willie L. Brown, Jr., Attorney at Law, for a continuance in this matter, be, and the same is hereby approved and continued to Wednesday, December 17, 1980 at 1600 hours, in Room 551, Hall of Justice.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

The Commission then adjourned its meeting at 7:07 P.M.

SECRETARY

3 DECEMBER 1980 REGULAR MEETING

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, December 3, 1980 at 1700 hours in regular session.

PRESENT: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

Commissioner Sanchez presiding.

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RECOMMENDATION OF THE TRAFFIC BUREAU

Sergeant Newlin of the Traffic Survey Division said that Items 1 through 3 on the Muni issue, did bring individuals to the meeting the last time it was brought up, but apparently they did not show up this time. He said, so, the Department might get a protest when the zoning is installed. He said the parties objected because the red zones would be placed in front of their homes. He said this is a necessity because as passengers disembark from the Muni front car, which has no adjoining island, the tendency is for passenger cars to come right by and possibly hit the disembarking passengers. He said the red zone would provide extra space for cars who could use the curb area as a lane to pass.

RECOMMENDATION OF THE TRAFFIC BUREAU - APPROVED

RESOLVED, that the recommendation of the Traffic Bureau on the installation of zoning for the regulation of traffic on the public streets, be, and the same are hereby approved:

1635 JUDAH - MUNI RAILWAY

a) At 1635 Judah Street, install a 60' red zone, extending east from present zone to extend beyond traffic island.

3525 JUDAH - MUNI RAILWAY

a) At 3525 Judah Street, install a 60' red zone, extending east of present zone beyond traffic island.

2625 JUDAH - MUNI RAILWAY

a) At 2625 Judah Street, install a 60' red zone, to extend east of present zone beyond traffic island.

2909 WEBSTER STREET - 2240 UNION STREET & 2055 UNION STREET ASSOCIATION

a) At 2909 Webster Street, install a 50' white zone.
At 2240 Union Street, install a 37' white zone.
At 2055 Union Street, install a 33' white zone.
Current white zones to be metered with sign stating zone in effect when establishment is open.

2284-2226-2190-2061-2030-2001 UNION STREET & 3029 FILLMORE STREET - UNION STREET ASSOCIATION

a) At 2284-2226-2190-2061-2030-2001 Union Street and 3029 Fillmore Street, install yellow zones to become SPECIAL TRUCK LOADING ZONES from 7 A.M. to 1 P.M.

2078 UNION STREET - UNION STREET ASSOCIATION

a) At 2078 Union Street, revoke 44' STLZ, extending from 44' to 88' east of Webster Street.

b) Replace with 22' yellow zone, extending from 66' to 88' east of Webster Street.

3001 FILLMORE STREET - UNION STREET ASSOCIATION

a) At 3001 Fillmore Street, revoke existing 40' yellow zone, extending from 20' to 60' north of Union Street.

1980 UNION STREET - UNION STREET ASSOCIATION

a) At 1980 Union Street, revoke existing 22' white zone, extending from 8' to 30' west of east property line.

2645 GOUGH STREET - UNION STREET ASSOCIATION

a) At 2645 Gough Street, revoke existing 27' white zone, extending from 69' to 96' south of Union Street.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

REVOKED

RESOLVED, that the recommendation of the Traffic Bureau on the revocation of 133 feet of white and yellow zones, at the parts of the City, at the locations submitted, be, and the same are hereby approved.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 647-80

STEPHANIE CONGER

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Stephanie Conger against the City and County of San Francisco in the sum of $35.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: October 8, 1980

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 648-80

POWELL GARAGE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of the Powell Garage against the City and

County of San Francisco in the sum of $35.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: October 14, 1980

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 649-80

POWELL GARAGE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of the Powell Garage against the City and County of San Francisco in the sum of $110.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: August 25, 1980

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 650-80

PAUL D. HARDMAN

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Paul D. Hardman against the City and County of San Francisco in the sum of $35.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: October 16,1980

AYES: Commissioners Daly, Nelder,Toler, Murphy, Sanchez

RESOLUTION NO. 651-80

JAMES F. BARBIC AND HIS ATTORNEY

RESOLVED, that the recommendation of

the City Attorney for settlement of the claim of James F. Barbic and his attorney against the City and County of San Francisco in the sum of $5,000.00 in compromise of Superior Court Action No. 727 420 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: August 14, 1977

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 652-80

TRAVELING EXPENSE VOUCHER - APPROVED

RESOLVED, that the Traveling Expense Voucher submitted by the following-named member of the Police Department for expenses incurred in attending the below-indicated program, be, and the same is hereby approved:

Lieutenant Victor Macia) Personnel & Training -) Evaluation Program)	$384.00	(Executive and (Personnel Ad- (ministration (Seminar, Orlando, (Florida, from (November 9, 1980 (to November 13, (1980.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 653-80

TRAVELING EXPENSE VOUCHERS - APPROVED

RESOLVED, that the Traveling Expense Vouchers submitted by the following-named members of the Police Department for expenses incurred in attending the below-indicated program, be, and the same are hereby approved:

Inspector George Walsh) Investigations-) Fraud Division)) Inspector Robert Bronson) Investigations -) Fraud Division)	)$264.00) each	(Economic Crimes (Investigation (Training Course, (Sacramento, Cal- (ifornia, from No- (vember 2, 1980 to (November 7,1980.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 654-80

TRAVELING EXPENSE VOUCHER - APPROVED

RESOLVED, that the Traveling Expense Voucher submitted by the following-named member of the Police Department for expenses incurred in attending the below-indicated program, be, and the same is hereby approved:

Sergeant Dale Boyd) Police Range)	$654.00	(Firearms Instructors (Training Course, at (Eureka, California, (from November 2, 1980 (to November 15,1980.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 655-80

ANNUAL LEAVE OF ABSENCE FOR THE YEAR 1981

WHEREAS, pursuant to the provisions of Section 8.440 of the Charter of the City and County of San Francisco, all members of the Police Department, both uniformed and civilian after one year's continuous service, shall be allowed a vacation with pay of ten (10) working days; all members of the Police Department, both uniformed and civilian after five years continuous service, shall be allowed a vacation with pay of fifteen (15)working days; and all members of the Police Department, both uniformed and civilian, after fifteen years continuous service, shall be allowed a vacation with pay of twenty (20) working days; said vacation period for 1981 to be all inclusive (January 1-December 31) for the entire calendar year; the responsibility for seeing that sufficient manpower is on duty in any rank is properly that of the superior officer involved; therefore be it

RESOLVED, that in selecting periods for vacation the members shall draw according to seniority in their respective ranks; and be it further

RESOLVED, that periods may be taken on an intermittent daily basis; provided, however, that any employee who is entitled to a vacation allowance of five (5) or more working days shall take at least five (5) days of his vacation at one time annually.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

CHIEF'S REPORT TO THE POLICE COMMISSION

Chief Murphy said that the Department is in the process of talking to the four major cab companies for a donation of eight (8) cabs to put police officers in for patrol purposes. He said the technique is similar to a program that is currently in effect in New York where there they make 50% of their on-view arrest of violent street crimes, assaults and robberies from that particular detail. He said the cab companies were very receptive and more than willing to donate cabs. He said this also ties in with another plan that the Department has put together.

He said they will form a non-profit organization called the Friends of the Police Department. He said the initial venture of that group will be to raise money from various groups and organizations to expand the Mounted Unit. He said once it has been recognized as a non-profit organization, the cab companies can then come in,donate their cabs to this organization, and use it as a tax write-off.

POLICE COMMISSION REPORT

Commissioner Nelder said that he was the Chairman of the Red Cross Day which is the Sunday after opening day at Candlestick Park. He said maybe something could be worked out as far as the Mounted Patrol Unit was concerned to at least have some representation because there will be a field demonstration by the military, and he was bringing it up now before that date as there is still lots of time to make some decisions on that matter.

PUBLIC HEARING RELATIVE TO PROPOSED GENERAL ORDER REGARDING VEHICLE ACCIDENTS INVOLVING MEMBERS. (CONTINUED FROM THE MEETING OF NOVEMBER 12, 1980)

Deputy Chief James Shannon said that this order would change specific sections in the Department Rules and eliminate some previous conflicting orders.

Chief Murphy suggested that an amendment to this order should be added in Paragraph three (3) stating that: "Notwithstanding the above provisions recruit officers assigned to the Police Academy shall be subject to Academy Rules pertaining to off-duty accidents."

Commissioner Nelder moved for approval of this amendment and also for the adoption of the order, which was seconded by Commissioner Toler and unanimously approved.

RESOLUTION NO. 656-80

GENERAL ORDER ON VEHICLE ACCIDENTS INVOLVING MEMBERS - APPROVED

RESOLVED, that the Police Commission hereby adopts the proposed General Order regarding Vehicle Accidents Involving Members.

(Copy on file in the Office of the Police Commission.)

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

AMENDING PART II, CHAPTER XI, SAN FRANCISCO MUNICIPAL CODE (TRAFFIC CODE), SECTION 32.6 THEREOF, AND ADDING SECTION 32.6.5 THERETO, RELATING TO PARKING CONTROL AT THE HALL OF JUSTICE, AND THE PARKING LOT LOCATED AT 445 SIXTH STREET.

Deputy Chief Shannon said that the Department is in a little bit of a bind right now regarding this item. He said the Department leased the parking lot on 6th Street across from Ahearn Alley, which was owned by Sam Trans. He said Sam Trans notified the person holding the lease giving them the 90 day notice and the Department was supposed to take over the lot on December 1, 1980. He said the lessee did not want to leave and now Sam Trans is in the process of evicting them.

He said when this ordinance now before the Commission is finally passed, it will give the Department the authority to cite cars that are improperly parked over there.

Commissioner Murphy then moved for approval and it was seconded by Commissioner Toler and unanimously approved.

RESOLUTION NO. 657-80

AMENDING PART II, CHAPTER XI, SAN FRANCISCO MUNICIPAL CODE (TRAFFIC CODE), SECTION 32.6 THEREOF, AND ADDING SECTION 32.6.5 THERETO, - RELATING TO PARKING CONTROL AT THE HALL OF JUSTICE, AND THE PARKING LOT LOCATED AT 445 SIXTH STREET.

WHEREAS, the San Francisco Municipal Code (Traffic Code), Section 32.6, and the proposed new Section 32.6.5 pertain to and govern the procedures and required permits for parking in and on those areas under the control and jurisdiction of the San Francisco Police Department; and

WHEREAS, the code does not presently require permits to be issued by the Chief of Police for parking in these areas; and

WHEREAS, there is no section pertaining to the parking facility about to be acquired by the San Francisco Police Department; and

WHEREAS, it is felt that the proposed permit requirements and restrictions are necessary to control the access to parking areas in and around the Hall of Justice; therefore be it

RESOLVED, that the Police Commission hereby requests that the Board of Supervisors of the City and County of San Francisco adopt the attached proposed ordinance which amend Section 32.6 and the new ordinance 32.6.5 of the San Francisco Municipal Code (Traffic Code).

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

AMENDING THE SAN FRANCISCO ADMINISTRATIVE CODE BY AMENDING SECTIONS 10.25-3 AND 10.25-6 THEREOF, RELATING TO REPLACEMENT OR REPAIR OF DAMAGED EQUIPMENT, PROPERTY OR PROSTHESES OF UNIFORMED OFFICERS AND EMPLOYEES.

Lieutenant Richard Trueb, in speaking to this item said that the proposal had been in the works since about March of this year. He said at that time the Department became concerned about the amount of money it was spending in the area of re-imbursement for damage of personnel equipment and property of police department officers working in many capacities. He said the original order was intended to replace an officer's watch, or eyeglasses, or,

perhaps, false teeth damaged in the line of duty. He said as a result of many police activities involving officers,one of which brought this matter to light, was from the anti-prostitution theft detail in the Central District, where officers used their own cars. These officers arrested a prostitute who kicked out all 5 windows of one of the officers' cars. He said the officer received a bill for approximately 600 dollars, which his insurance company refused to pay. He said the City Attorney ruled that the officer should be paid and ordered the Controller to make the disbursement. He said this ordinance would allow the Commission and Department to set up regulations and to promulgate, periodically, schedules of the amounts which officers could be re-imbursed for.

Commissioner Toler then moved for approval, seconded by Commissioner Daly and unanimously approved.

RESOLUTION NO.658-80

AMENDING THE SAN FRANCISCO ADMINISTRATIVE CODE BY AMENDING SECTIONS 10.25-3 AND 10.25-6 THEREOF, RELATING TO REPLACEMENT OR REPAIR OF DAMAGED EQUIPMENT, PROPERTY OR PROSTHESES OF UNIFORMED OFFICERS AND EMPLOYEES.

WHEREAS, the San Francisco Administrative Code Section 10.25 and supporting subsections permit compensation to city employees for personal property damaged or destroyed in the course and scope of their employment; and

WHEREAS, the code does not presently establish or authorize the establishment of categories and limit the amount of monies to be paid for such personal property; and

WHEREAS, it is felt that it would be beneficial to the City and County of San Francisco to authorize certain supervisory personnel to establish such categories and limit the amounts to be paid for such damaged or destroyed personal property; therefore be it

RESOLVED, that the Police Commission hereby requests that the Board of Supervisors of the City and County of San Francisco adopt

the attached proposed ordinance which amends Sections 10.25-3 and 10.25-6 of the San Francisco Administrative Code.

(Copy on file in the Office of the Police Commission.)

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

REQUEST OF THE CHIEF OF POLICE FOR PERMISSION TO ACCEPT ON BEHALF OF THE POLICE DEPARTMENT A DONATION OF $200.00 FOR THE POLICE FISHING PROGRAM.

Deputy Chief Shannon said that he would have had the Inspector who was involved at the meeting tonight, but he is in the military and had to be involved in a military meeting.

He said what occurred is that a victim who had placed 200 hundred thousand dollars worth of art work in the back of a van and parked it at 5th and Mission Streets, left and when she returned, it was gone. He said that Inspector Kennedy, after receiving this assignment conferred with Mr. Bob Popp of the Chronicle and the victim, placed an article in the paper in which the victim offered a reward, and Mr.Lucky Luchessi, manager of Enrico's, called and said he had the suitcase with the art items and he brought it in. He said Mr. Luchessi's story was that there was a gentleman who came to the restaurant and offered to sell him one of the items. He said when Mr. Luchessi opened the suitcase he said to the suspect, "That stuffs hot," the suspect fled and Mr. Luchessi picked up the suitcase. He said it was the same day the article appeared in the paper and Mr. Luchessi then brought the suitcase in.

The Chief said when Mr. Luchessi came in the victim asked him what would be an applicable reward and Mr. Luchessi said "Well, whatever you think," and she gave him 20-100 dollar bills.

Mr. Luchessi took two and gave them to Inspector Kennedy and asked the Inspector to give it to the Police Fishing Program.

A motion for approval was made by Commissioner Toler, it was seconded and unanimously approved.

PERMISSION TO ACCEPT DONATION FOR POLICE FISHING PROGRAM - APPROVED

The request of Inspector Joseph F. Kennedy, Auto Theft Detail, for permission to accept a donation of $200.00 from Mr. Arthur "Lucky" Luchessi for the Police Youth Fishing Program, be, and the same is hereby approved.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 659-80

HEARING OF POLICE OFFICER JOSEPH F. ENGLER, MISSION POLICE STATION

WHEREAS, the date for the hearing of the disciplinary charges filed against Police Officer Joseph F.Engler, Mission Police Station, was called; and

WHEREAS, it was requested by Mr. George J. Engler, Attorney for Police Officer Joseph F. Engler, that the date for the hearing before the Police Commission be continued until after the criminal matter against Officer Engler has been adjudicated; therefore be it

RESOLVED, that the date for the hearing of the disciplinary charges filed against Police Officer Joseph F.Engler, Mission Police Station, is set for Wednesday, December 17, 1980, at 5:00 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

HEARING OF APPEAL OF SUSPENSION WITHOUT PAY OF POLICE OFFICER CURTIS DOWLING, CENTRAL POLICE STATION.

The hearing of the appeal of the suspension of Police Officer Curtis Dowling, was called, it having been set for this date. Police Officer Curtis Dowling appeared in person and was represented by Mr. Stephen Bruce Bley, Attorney at Law.

Mr. Lawrence Wilson, Legal Office, appeared as Prosecutor for the Police Department.

Opening statements were made by both the Prosecuting and Defense Attorneys.

The following-named witnesses were called by the Defense, were duly sworn and testified:

Officer Grant Hammock
Special Officer

Police Officer Curtis Dowling
Central Police Station

Inspector Prentice Sanders
Homicide Detail

Police Officer Dirk Beijen
Police Academy

Police Officer Edward W. Costanzi
Southern Police Station

The following-named witnesses were called by the Prosecution, were duly sworn and testified:

Inspector Anatole Balmy
Property Crime Division

Cornelius P. Murphy
Chief of Police

The following-named witness was called by the Defense, was duly sworn and testified:

Mr. Robert Barry, President
San Francisco Police Officers' Association

The following exhibits were entered into Evidence by the Prosecution:

Exhibit No. 1 - Black Belt, Police Basket Weave Style.

Exhibit No. 2 - Photographs of deceased, Patrick Grillo, as taken in a supine position after he was killed at Company B.

Closing statements were then made by both the Prosecuting and Defense Attorneys.

The Commission took the matter under submission, after which the following resolution was adopted:

RESOLUTION NO. 660-80

DECISION - HEARING OF APPEAL OF SUSPENSION WITHOUT PAY OF POLICE OFFICER CURTIS DOWLING, CENTRAL POLICE STATION

WHEREAS, Police Officer Curtis Dowling, Central Police Station, was suspended without pay by the Chief of Police pursuant to Section 8.343 of the Charter of the City and County of San Francisco, and Rule 3.06 of the Rules and Procedures of the San Francisco Police Department for a period of five (5)working days without pay; and

WHEREAS, pursuant to Rule 5.160 of the Rules and Procedures of the San Francisco Police Department, Police Officer Curtis Dowling, Central Police Station, did file with the Secretary of the Police Commission, a written appeal of this suspension by the Chief of Police; and

WHEREAS, a hearing on said suspension was heard by the Police Commission on Wednesday, December 3, 1980, and on Wednesday, December 3, 1980, the matter was submitted to the Police Commission for decision; therefore be it

RESOLVED, insofar as the Commission did not alter or reverse the suspension of the Chief, it is hereby sustained; and be it further

RESOLVED, that the suspension of Police Officer Curtis Dowling, Central Police Station, shall be from Thursday, December 4, 1980 through Monday, December 8, 1980.

SUSTAINED: Commissioners Daly, Nelder, Toler, Murphy

NOT SUSTAINED: Commissioner Sanchez

Recesses taken during the hearing of Police Officer Curtis Dowling:

1840 hours to 1847 hours.
2045 hours to 2066 hours.

(The entire proceedings were taken in shorthand form by Hearing Reporter Dorsey McTaggart, C.S.R.)

HEARING OF APPEAL OF SUSPENSION WITHOUT PAY OF POLICE OFFICER EDWARD W. COSTANZI, SOUTHERN POLICE STATION.

The hearing of the appeal of the suspension of Police Officer Edward W. Costanzi, was called, it having been set for this date. Police Officer Edward W. Costanzi, appeared in person and was represented by Mr. Stephen Bruce Bley, Attorney at Law.

Mr. Lawrence Wilson, Legal Office, appeared as the Prosecutor for the Police Department.

Opening statements were made by both the Prosecuting and Defense Attorneys.

The following-named witnesses were called by the Defense, were duly sworn and testified:

Officer Grant Hammock
Special Officer

Police Officer Curtis Dowling
Central Police Station

Inspector Prentice Sanders
Homicide Detail

Police Officer Dirk Beijen
Police Academy

Police Officer Edward W. Costanzi
Southern Police Station

The following-named witnesses were called by the Prosecution, were duly sworn and testified:

Inspector Anatole Balmy
Property Crimes Division

Cornelius P. Murphy
Chief of Police

The following-named witness was called by the Defense, was duly sworn and testified:

Mr. Robert Barry, President
San Francisco Police Officers'
Association

The following exhibits were entered into Evidence by the Prosecution:

Exhibit No. 1 - Black Belt, Police Basket Weave Style.

Exhibit No. 2 - Photographs of deceased, Patrick Grillo, as taken in a supine position after he was killed at Company B.

Closing statements were then made by both the Prosecuting and Defense Attorneys.

The Commission took the matter under submission, after which the following resolution was adopted:

RESOLUTION NO. 661-80

DECISION - HEARING OF APPEAL OF SUSPENSION WITHOUT PAY OF POLICE OFFICER EDWARD W. COSTANZI, SOUTHERN POLICE STATION

WHEREAS, Police Officer Edward W. Costanzi, Southern Police Station, was suspended without pay by the Chief of Police pursuant to Section 8.343 of the Charter of the City and County of San Francisco, and Rule 3.06 of the Rules and Procedures of the San Francisco Police Department for a period of five (5) working days without pay; and

WHEREAS, pursuant to Rule 5.160 of the Rules and Procedures of the San Francisco Police Department, Police Officer Edward W. Costanzi, Southern Police Station, did file with the Secretary of the Police Commission, a written appeal of this suspension by the Chief of Police; and

WHEREAS, a hearing on said suspension was heard by the Police Commission on Wednesday, December 3,1980, and on Wednesday, December 3, 1980, the matter was submitted to the Police Commission for decision; therefore be it

RESOLVED, insofar as the Commission did not alter or reverse the suspension of the Chief, it is hereby sustained; and be it further

RESOLVED, that the suspension of Police Officer Edward W. Costanzi, shall be from Thursday, December 11, 1980 through Monday, December 15, 1980.

SUSTAINED: Commissioners Daly, Nelder, Toler, Murphy

NOT SUSTAINED: Commissioner Sanchez

Recesses taken during the hearing of Police Officer Edward W. Costanzi:

1840 hours to 1847 hours.
2045 hours to 2066 hours.

(The entire proceedings were taken in shorthand form by Hearing Reporter Dorsey McTaggart, C.S.R.)

The Commission then adjourned its meeting at 10:20 p.m., in memory of Edgar Collins, age 6, son of Officer Elaine Collins, Company K, a Hit and Run victim on December 1, 1980.

SECRETARY

10 DECEMBER 1980 REGULAR MEETING

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, December 10, 1980 at 1700 hours in regular session.

PRESENT: Commissioners Daly, Nelder, Murphy

ABSENT: Commissioners Toler, Sanchez

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Commissioner Murphy presiding.

The Commissioners, having received, amended and returned copies of the minutes of the meetings of October 8, 1980 and October 15, 1980, reading of same was dispensed with and the minutes were approved.

AYES: Commissioners Daly, Nelder, Murphy,

ABSENT: Commissioners Toler, Sanchez

RECOMMENDATION OF THE TRAFFIC BUREAU - APPROVED

RESOLVED, that the recommendation of the Traffic Bureau on the installation of zoning for the regulation of traffic on the public streets, be, and the same are hereby approved:

2520 JUDAH - S.F.P.D. - REVOKED

a) At 2520 Judah, revoke existing 42' green zone, extending from 6' to 48' east of west property line.

45-29th STREET - S.F.P.D. - REVOKED

a) At 45-29th Street, revoke existing 18' yellow zone, extending between driveways.

AYES: Commissioners Daly, Nelder, Murphy

ABSENT: Commissioners Toler, Sanchez

REVOKED

RESOLVED, that the recommendation of the Traffic Bureau on the revocation of 60 feet of green and yellow zones, at the parts of the City, at the locations submitted, be, and the same are hereby approved.

AYES: Commissioners Daly, Nelder, Murphy

ABSENT: Commissioners Toler, Sanchez

RESOLUTION NO. 663-80

LOVELL W. BONNIE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Lovell W. Bonnie against the City and County of San Francisco in the sum of $35.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: November 14, 1980

AYES: Commissioners Daly, Nelder, Murphy

ABSENT: Commissioners Toler, Sanchez

RESOLUTION NO. 664-80

NEHEMIAH BROWN, JR.

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Nehemiah Brown, Jr., against the City and County of San Francisco in the sum of $75.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: October 14, 1980

AYES: Commissioners Daly, Nelder, Murphy

ABSENT: Commissioners Toler, Sanchez

RESOLUTION NO. 665-80

SILVIO N. CAVELLINI

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Silvio N. Cavellini against the City and County of San Francisco in the sum of $60.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: October 29, 1980

AYES: Commissioners Daly, Nelder, Murphy

ABSENT: Commissioners Toler, Sanchez

RESOLUTION NO. 66-80

WILLIAM T. FITZGERALD

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of William T. Fitzgerald against the City and County of San Francisco in the sum of $35.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: October 30, 1980

AYES: Commissioners Daly, Nelder, Murphy

ABSENT: Commissioners Toler, Sanchez

RESOLUTION NO. 667-80

NICHOLAS W. HELDT

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Nicholas W. Heldt against the City and County of San Francisco in the sum of $35.00 as the re-

sult of a faulty tow, be, and the same is hereby approved.

Date of Incident: October 11, 1980

AYES: Commissioners Daly, Nelder, Murphy

ABSENT: Commissioners Toler, Sanchez

RESOLUTION NO. 668-80

TINA JOHNSON AND HER ATTORNEY

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Tina Johnson and her attorney against the City and County of San Francisco in the sum of $1,000.00 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: July 4, 1978

AYES: Commissioners Daly, Nelder, Murphy

ABSENT: Commissioners Toler, Sanchez

RESOLUTION NO. 669-80

NATALI NECHAEVA

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Natali Nechaeva against the City and County of San Francisco in the sum of $35.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: October 18, 1980

AYES: Commissioners Daly, Nelder, Murphy

ABSENT: Commissioners Toler, Sanchez

RESOLUTION NO. 670-80

JOSEPH SARKIS

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Joseph Sarkis against the City and County of San Francisco in the sum of $40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: October 9, 1980

AYES: Commissioners Daly, Nelder, Murphy

ABSENT: Commissioners Toler, Sanchez

RESOLUTION NO. 671-80

STANLEY R. THISDELL

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Stanley R. Thisdell against the City and County of San Francisco in the sum of $5.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: November 5, 1980

AYES: Commissioners Daly, Nelder, Murphy

ABSENT: Commissioners Toler, Sanchez

RESOLUTION NO. 672-80

RESOLUTION NO. 557-80 FOR $948.15 TO STATE FARM INSURANCE AND DEBRA AND LOIS BURNEY CANCELLED, AND RE-ISSUED TO STATE FARM INSURANCE ONLY FOR $848.15.

STATE FARM INSURANCE COMPANY

RESOLVED, that the recommendation of

the City Attorney for settlement of the claim of the State Farm Insurance Company against the City and County of San Francisco in the sum of $848.15 as the result of a collision with a police vehicle, be, and the same is hereby approved.

AYES: Commissioners Daly, Nelder, Murphy

ABSENT: Commissioners Toler, Sanchez

CHIEF'S REPORT TO THE POLICE COMMISSION

Chief Murphy: "I have no report tonight."

POLICE COMMISSION REPORT

The Commissioners stated that they had no report to make tonight.

RECOMMENDATION OF THE CHIEF OF POLICE THAT THE POLICE COMMISSION ADOPT GENERAL ORDER P-5,"MIDDLE MANAGEMENT TRAINING FOR LIEUTENANTS." (CONTINUED FROM THE MEETING OF NOVEMBER 26,1980)

Deputy Chief Shannon said that the adoption of this order by the Commission would provide a procedure for the Department to send Lieutenants to the required Middle Management Training that is dictated by POST.

It was then moved for approval by Commissioner Daly and seconded by Commissioner Nelder, and unanimously approved.

RESOLUTION NO. 662-80

GENERAL ORDER ON "MIDDLE MANAGEMENT TRAINING FOR LIEUTENANTS."

RESOLVED, that Department General Order

P-5, "Middle Management Training for Lieutenants," is hereby approved for issuance.

AYES: Commissioners Daly, Nelder, Murphy

ABSENT: Commissioners Toler, Sanchez

RECEIPT OF PROPOSED POLICIES FOR ACCESS TO AND DESTRUCTION OF INTERNAL AFFAIRS BUREAU RECORDS. (COPIES SENT TO EMPLOYEE ORGANIZATIONS.)

Deputy Chief Shannon said that this item is on the Commissioner's Calendar for setting of a date for it to be heard. He said that he would recommend a date somewhere after the 1st of the year in case some of the Employee Organizations has some problems with it.

It was then decided that it should be scheduled to be heard on the 14th of January, 1981.

REQUEST FOR A SUPPLEMENTAL APPROPRIATION TO COVER ADDITIONAL COSTS INCURRED BY THE CONSENT DECREE DIVISION IN THE ADMINISTRATION OF EXAMINATIONS.

Deputy Chief Shannon reported that the Consent Decree in it's budget of 80/81 has as their largest expense, Medical Examinations for police applicants. He said it also includes another 35 dollars per person for credit checks and other things that the department is required to do.

Commissioner Nelder then moved for approval and Commissioner Daly seconded, and it was unanimously approved.

RESOLUTION NO. 674-80

REQUEST FOR A SUPPLEMENTAL APPROPRIATION TO COVER ADDITIONAL COSTS INCURRED BY THE CONSENT DECREE DIVISION IN THE ADMINISTRATION OF EXAMINATIONS.

RESOLVED, that the Police Commission hereby approves the request for a Supplemental

Appropriation to transfer funds from the Sworn Salary Account to the Professional Services Account.

AYES: Commissioners Daly, Nelder, Murphy

ABSENT: Commissioners Toler, Sanchez

NOTIFICATION OF REVOCATION OF MOTOR VEHICLE FOR HIRE PERMITS HAVE BEEN SENT TO THE BELOW-NAMED PERMITTEES FOR FAILURE TO COMPLY WITH VARIOUS SECTIONS OF THE POLICE CODE: (CONTINUED FROM THE MEETING OF NOVEMBER 26,1980.)

FELIX DeCOURT - Continued to January 21, 1981
ABE ETTIN - Approved/Chiefs withdrawal of recommendation of revocation.
EARL W.WHEELER - Approved withdrawal of revocation request and 15 passenger increase.

Officer Lamont Suslow, in addressing the Commission on this item, stated that in the case of Mr. Earl W. Wheeler, he has since the last meeting in this regard, put his vehicle back into operation and has complied with the necessary requirements of the Code. He said Mr. Wheeler was here tonight to answer any questions, and that the vehicle has been approved by the Taxicab Enforcement Detail, and that the Permit Bureau, at this time, would recommend withdrawal of its request for revocation.

Mr. Wheeler, in speaking in his own behalf, requested to increase his jitney passenger load from 12 to 15 passengers.

Officer Suslow confirmed that the vehicle did meet all of the requirements as inspected and reported by the Department's Cab Detail.

Commissioner Nelder stated that he would move for approval of the withdrawal of the revocation and also for the increase of passenger capacity for Mr. Wheeler.

It was seconded by Commissioner Daly and unanimously approved.

In the case of Mr. Felix DeCourt, Officer Suslow said that he spoke with Mr.DeCourt's attorneys and that he has confirmed that Mr. DeCourt's vehicle was stolen in January of this year and

was recovered two days later,burned. He said Mr.DeCourt is still in conference with the insurance company trying to obtain a fair claim. He said his attorneys hoped to have the whole matter solved and settled by January 15, 1981, however if the insurance company is not willing to settle for their request they would then have to go to arbitration and to court, and under those circumstances, they could not give an estimate of how much time would be necessary to dispose of the matter.

Officer Suslow then pointed out that even though Mr. DeCourt has indicated he would resume operation of his permit once his insurance claim has been settled, Mr.DeCourt, prior to having his vehicle stolen, had not operated his permit for 8 months prior to this occurrence.

Commissioner Nelder then said that as long as it sounds like there is a sincere effort for someone to keep working the Commission should grant him the month's continuance and by that time there should be something forthcoming as to his sincerity.

He then moved that Mr. DeCourt be granted a continuance to January 21, 1981.

It was seconded by Commissioner Murphy and unanimously approved.

Officer Suslow said that in the case of Mr. Ettin, he said, they have filed an insurance policy to cover three vehicles. He said of the three vehicles, two are owned by Peerless Stage, Inc., and not by Abe Ettin, and the third the Department's Computer has no record on it at this time.

He said he spoke to Mr. Gary Ettin and he said that they have not operated the vehicles as yet but plan on hiring drivers to come down to the Permit Bureau to file for their permits to operate Mr. Ettin's vehicles.

Officer Suslow said that the main problem for the Permit Bureau is determining if Mr. Ettin has recently purchased the vehicles he now has insured or if he plans on using someone else's vehicles. He said this question as to ownership and consignment of permits is one that the Legal Office is attempting to get answered by the City Attorney.

Commissioner Nelder said, again, it seems to him that it means jobs and transportation so the key would be to find out whether or not it is legal to have someone else holding ownership papers for the vehicles.

Commissioner Murphy then said that it should be pointed out to Mr. Ettin that if the City Attorney should come back with an adverse opinion that he would be out of monies he had invested to resume operation and also have an additional possibility of losing his permits.

Commissioner Nelder moved for approval and Commissioner Daly seconded it and it was unanimously approved to allow him to resume his operation.

RESOLUTION NO. 676-80

REQUEST OF EARL W. WHEELER FOR PERMISSION TO INCREASE THE PASSENGER CAPACITY OF HIS JITNEY BUS FROM TWELVE (12) PASSENGERS TO FIFTEEN (15) PASSENGERS - APPROVED

WHEREAS, Mr. Earl W. Wheeler requested by letter a hearing before the Police Commission for permission to increase his passenger capacity from twelve (12) passengers to fifteen (15) passengers; and

WHEREAS, the Police Commission, after hearing a favorable report from the Police Department's Permit Bureau, regarding Mr. Earl W. Wheeler's capability of increasing his passenger capacity and of having purchased the appropriate amount of insurance to cover such increase, approves Mr. Wheeler's request; therefore be it

RESOLVED, that it is the order of the Police Commission that the request of Mr. Earl W. Wheeler for permission to increase his jitney bus passenger capacity from twelve (12) passengers to fifteen (15) passengers, be, and the same is hereby approved.

AYES: Commissioners Daly, Nelder, Murphy

ABSENT: Commissioners Toler, Sanchez

HEARING OF THE GRIEVANCE OF POLICE OFFICER KARL KARLSSON, CENTRAL POLICE STATION

Chief Murphy said the Department had hoped to resolve this issue without going to the Commission, however, they were unable to do so as late as 3:30 p.m., this afternoon. He said in lieu of that the Department is not prepared to proceed at this time

and he would ask for a one (1) week continuance.

Mr. Robert Barry, President of the San Francisco Police Officers' Association, concurred with the Chief's request and Commissioner Nelder said if there is no objection he would move that the matter be continued to January 7, 1981.

Commissioner Daly seconded and it was unanimously approved.

RESOLUTION NO. 675-80

HEARING OF GRIEVANCE NO. 32-80 FILED BY POLICE OFFICER KARL KARLSSON, CENTRAL POLICE STATION

WHEREAS, the hearing of Grievance No. 32-80 filed by Police Officer Karl Karlsson, Central Police Station, was called, it having been set for this date; and

WHEREAS, it was agreed by Chief of Police Cornelius P. Murphy and Mr. Robert Barry, President, San Francisco Police Officers' Association, that Police Officer Karl Karlsson's hearing be continued to January 7, 1981; therefore be it

RESOLVED, that the hearing of Grievance No. 32-80 filed by Police Officer Karl Karlsson, Central Police Station, is continued to Wednesday, January 7, 1981 at 1700 hours, in Room 551, Hall of Justice.

AYES: Commissioners Daly, Nelder, Murphy

ABSENT: Commissioners Toler, Sanchez

HEARING OF RECRUIT OFFICER HERMAN E. FOX, SUPPORT SERVICES BUREAU-COMMUNICATIONS DIVISION

The hearing of Recruit Officer Herman E. Fox, Support Services Bureau-Communications Division, was called, it having been set for this date. Recruit Officer Herman E. Fox was charged with violating the Rules and Procedures, as follows:

SPECIFICATION NO. 1

Failure to comply with the provisions of California Vehicle Code Section 20002(a) after involvement in an automobile accident. (Violation of Section 2.01 of the Rules and Procedures of the San Francisco Police Department.)

SPECIFICATION NO. 2

Failure to notify his commanding officer of the occurrence (automobile accident) when it came to his attention. (Violation of Section 2.61 of the Rules and Procedures of the San Francisco Police Department.)

SPECIFICATION NO. 3

Failure to notify the recruit training supervisor or the Operations Center. (Violation of the Recruit School Rules and Procedures, Section VII, Rule No. 18, San Francisco Police Department.)

SPECIFICATION NO. 4

Failure to obey a lawful order of his superior officer. (Violation of Section 2.45 of the Rules and Procedures of the San Francisco Police Department.)

SPECIFICATION NO. 5

Failure to truthfully answer questions propounded. (Violation of Section 2.49 of the Rules and Procedures of the San Francisco Police Department.)

SPECIFICATION NO. 6

Failure to conduct himself in an officer-like manner. (Violation of Section 2.13 of the Rules and Procedures of the San Francisco Police Department.)

in a properly verified complaint by James A. Ryan, Acting Chief of Police of the San Francisco Police Department.

Recruit Officer Herman E. Fox, appeared in person and was represented by Mr. Stephen Bruce Bley, Attorney at Law.

Mr. Robert A. Martin, Attorney at Law, appeared as the Prosecutor for the Police Department.

An opening statement was made by Mr. Robert A. Martin, Prosecuting Attorney.

Mr. Stephen Bruce Bley reserved making an opening statement until later.

The following-named witnesses were called by the Prosecution, were duly sworn and testified:

Mr. Calvin Ray Hill
56 Malta Drive
San Francisco, California

Police Officer Jeffrey Levin
Mission Police Station

Sergeant Croce Casciato
Police Academy

Sergeant Victor Rykoff
Internal Affairs Bureau

Lieutenant Richard D. Klapp
Police Academy

Larry Russell Zellers
163 State Street
San Francisco, California

The following-named witness was called by the Defense, was duly sworn and testified:

Recruit Officer Herman E. Fox
Support Services Bureau-
Communications Division

The following Exhibits were entered into Evidence by the Prosecution:

Exhibit No. 1 - 8"x11" photograph with 12 picture frames. Each frame depicting various positions and undercarriage of a Corvette and 3/4 ton pickup truck.

Exhibit No. 2 - Abridged Rules and Procedures. Receipt and acknowledgement dated May 27, 1980, signed by Recruit Officer Herman E. Fox.

Exhibit No. 3 - Recruit School Operations Manual receipt and acknowledgement dated May 26, 1980, signed by Recruit Officer Herman E. Fox.

Exhibit No. 4 - Law Enforcement Code of Ethics dated May 26, 1980, signed by Recruit Officer Herman E. Fox.

Exhibit No. 5 - Officer J. Levin's notes of incident written at the scene and statement taken from complainant, also included is a description of suspect vehicle.

Exhibit No. 6 - Xerox copy of handwritten statement to Internal Affairs Bureau, dated August 29, 1980, regarding investigation of Internal Affairs Bureau"s case against Recruit Officer Herman E. Fox.

Closing statements were then made by both the Prosecuting and Defense Attorneys.

The Commission took the matter under submission, after which the following resolution was adopted:

RESOLUTION NO. 673-80

DECISION - HEARING OF RECRUIT OFFICER HERMAN E. FOX, SUPPORT SERVICES BUREAU-COMMUNICATIONS DIVISION.

WHEREAS, on October 23, 1980, James A. Ryan, Acting Chief of Police of the San Francisco Police Department, made and served charges against Recruit Officer Herman E. Fox, as follows:

SPECIFICATION NO. 1

a) At all times mentioned herein, Recruit Officer Herman E. Fox was a member of the 137th Recruit Class, on his probationary period of employment assigned to the Police Academy;

b) As a member of the 137th Recruit Class, Recruit Officer Fox acknowledged having read and having explained to him the abridged Rules and Procedures of the San Francisco Police Department and the Recruit School Operations Manual, Rules and Procedures;

c) On Saturday, August 23, 1980, at approximately 0030 hours, Recruit Officer Herman E. Fox parked a motor vehicle of which he was the registered owner to wit: a Ford Pickup Truck License Number 1W99523, in the vicinity of 18th and Castro Streets in the City and County of San Francisco, and in so parking, Recruit Officer Fox struck a motor vehicle legally parked behind his vehicle thereby causing damage in the approximate amount of $254.34.

d) When notified of the damage to the other vehicle, License Number 260ZQY, Recruit Officer Fox denied having caused the damage in question, attempted to persuade the other party not to notify the police department, and participated in a heated public argument with the owner of the other vehicle;

e) When identification was requested, Recruit Officer Fox verbally identified himself as a police officer, displayed a key as identification, and failed to

give or offer to give his name, address or star number or in fact to show his driver's license or any other identification;

f) When it was insisted that a report be made to the police department, Recruit Officer Fox opened a police call box, and instructed the other vehicle's owner to make his report on the police phone.

g) While the owner of the other vehicle was attempting to notify the police department of the incident, Recruit Officer Fox departed the scene without identifying himself;

h) Subsequent to the phone call, efforts to locate Recruit Officer Fox at the scene or in the immediate area by the other driver, witnesses, and two responding San Francisco Police Officers was without success;

i) A registration check by the responding patrol officers determined that the Ford truck causing the damage was registered to Recruit Officer Fox;

j) Recruit Officer Fox was subsequently identified by three persons as the responsible party causing the damage and involved in the traffic accident.

k) The above conduct, in failing to identify himself and leaving the scene after becoming involved in a motor vehicle accident resulting in property damage, constitutes a violation of the California Vehicle Code Section 2002(a), which states:

(a)"The driver of any vehicle involved in an accident resulting in damage to any property including vehicles shall immediately stop the vehicle at the scene of the accident and shall then and there either:

(1) Locate and notify the owner or person in charge of such property of the name and address of the driver and owner of the vehicle involved, or

(2) Leave in a conspicuous place on the vehicle or other property damaged a written notice giving the name and address of the driver and of the owner of the vehicle involved and a statement of the circumstances thereof and shall without unnecessary delay notify the police department of the city wherein the collision occurred, or, if the collision occurred in unincorporated territory, the local headquarters of the Department of the California Highway Patrol.

Any person failing to comply with all the requirements of this section is guilty of a misdemeanor and upon conviction thereof shall be punished by imprisonment in the County Jail for not to exceed six months or by a fine of not to exceed five hundred ($500) dollars or by both.

(b)..."

(1) The conduct of Recruit Officer Fox in failing to carry out his duty in preventing crimes, protecting life and property, preserving the public peace and enforcing all penal laws and ordinances constitutes a violation of Section 2.01 of the Rules and Procedures of the San Francisco Police Department, which states that:

2.01 "The Police Department and its officers shall have the power and it is their duty to:

.1 Prevent crimes.
.2 Protect life and property.
.3 Detect and arrest offenders.
.4 Preserve the public peace.
.5 Enforce all penal laws and ordinances.

SPECIFICATION NO. 2

a) Each and every allegation contained in paragraphs (a) through (j) of Specification No. 1 is hereby incorporated by reference as though each were fully set forth herein;

b) Upon his return to the Academy on August 25, 1980, up to and including September 10, 1980, the date of the investigative interview, Recruit Officer Fox failed to notify his superior officer or make a written report of the incident in question.

c) This conduct in failing to notify his commanding officer of an occurrence of a police nature constitutes a violation of Section 2.61 of the Rules and Procedures of the San Francisco Police Department, which states that a member:

2.61 "Shall, whether on or off duty, make written report to his commanding officer of any crime or other occurrences of a police nature, which comes to his attention and which has not already received the attention of some other member."

SPECIFICATION NO. 3

a) Each and every allegation contained in paragraphs (a) through (j) of Specification No. 1 and paragraph (b) of Specification No. 2 are hereby incorporated by reference as though fully set forth herein;

b) The conduct of Recruit Officer Fox in failing to notify his training supervisor of his involvement in the above-mentioned automobile accident constitutes a violation of the Recruit School Operations Manual, Recruit Rules and Procedures, Section VII, Rule No. 18, of the San Francisco Police Department, which states:

18. "If a recruit is involved in an automobile accident, the Recruit Training Supervisor shall be notified. Should the accident occur during the hours when the school or the Academy is closed, the Operations Center shall be notified."

SPECIFICATION NO. 4

a) Each and every allegation contained in paragraphs (a) through (j) of Specification No. 1 and Paragraph (b) of Specification No.2 are hereby incorporated by reference as though fully set forth herein.

b) Upon returning to his vehicle Recruit Officer Fox ignored and failed to respond to Company D pursuant to the written instructions left on his vehicle by Officers Carroll and Levin, the investigating officers of the accident in question.

c) This conduct, in failing to follow the lawful order of a superior officer constitutes a violation of Section 2.45 of the Rules and Procedures of the San Francisco Police Department, which states a member:

2.45 "Shall strictly obey and promptly execute the lawful orders of his superior officers. In case of conflict of orders from superior officers he shall respectfully call attention of the superior officer giving the last order to such conflict; should the latter not change his order, it shall be obeyed and the member shall not be held responsible for disobedience of any former order on obeying said last order."

SPECIFICATION NO. 5

a) Each and every allegation contained in paragraphs (a) through (j) of Specification No. 1 are hereby incorporated by reference as though fully set forth herein;

b) Upon the commencement of an investigation of the aforementioned accident by Sergeant Victor Rykoff, an interview was conducted of Recruit Officer Fox on September 10, 1980, at which time Recruit Officer Fox stated that he offered his driver's license as identification;

c) During an interview of the vehicle owner on September 3, 1980, Mr. Hill stated that Recruit Officer Fox failed and/or refused to show his identification to Mr. Hill;

d) During an interview of a witness to the accident taken on September 10, 1980, it was stated that Recruit Officer Fox failed and/or refused to show his identification to Mr. Hill;

e) During an interview of a second witness, taken on September 10,1980, it was stated that Recruit Officer Fox failed and/or refused to show his identification to Mr. Hill;

f) The conduct of Recruit Officer Fox in failing to truthfully answer the question asked by Sergeant Rykoff of Recruit Officer Fox is a violation of Section 2.49 of the Rules and Procedures of the San Francisco Police Department, which states a member:

2.49 "Shall, when called upon by a superior officer or by one specially assigned by lawful authority to conduct an investigation involving police matters, or any matter affecting the conduct of a member or members, truthfully answer all questions propounded. All reports, statements and declarations made orally, or in writing in the foregoing matters shall contain the truth without evasion."

SPECIFICATION NO. 6

a) Each and every allegation contained in paragraphs (a) through (j) of Specification No. 1, paragraphs (b) and (c) of Specification No. 2; paragraph (b) of Specification No. 3; paragraphs (b) and (c) of Specification No. 4; and paragraphs (b) through (f) of Specification No. 5 are hereby incorporated by reference as though fully set forth herein;

b) The conduct of Recruit Officer Fox in failing and/or refusing to identify himself, leaving the scene of an accident in which he was involved, engaging in a public and heated verbal argument with Mr. Hill, failing to notify his superior officer or the Academy Training Supervisor or the Operations Center of the occurrence of the accident, ignoring the written command to report immediately to Company D and untruthfully answering questions propounded,are a violation of Section 2.13 of the Rules and Procedures of the San Francisco Police Department, which states:

2.13 "Any breach of the peace, neglect of duty, misconduct or any conduct on

the part of any member either within or without the state which tends to subvert the good order, efficiency or discipline of the Department or which reflects discredit upon the Department or any member thereof or that is prejudicial to the efficiency and discipline of the Department, though such offenses are not specifically defined or laid down in these rules and procedures shall be considered unofficerlike conduct, triable and punishable by the Board."

and

WHEREAS, a hearing on said charges was had before the Police Commission pursuant to Section 8.343 of the Charter of the City and County of San Francisco on Wednesday, December 10,1980, and that on Wednesday, December 10, 1980, the matter was submitted to the Police Commission for decision; and

WHEREAS, the Police Commission finds that the said charges made and filed against Recruit Officer Herman E. Fox, Support Services Bureau-Communications Division, as contained in Specification No. 1, violation of Section 2.01, Specification No. 2, violation of Section 2.61, Specification No. 3, violation of the Recruit School Rules and Procedures, Section VII, Rule No. 18, and Specification No. 6, violation of Section 2.13 of the Rules and Procedures of the San Francisco Police Department are sustained by the evidence presented at the hearing; and

WHEREAS,the Police Commission finds that the said charges made and filed against Recruit Officer Herman E. Fox, Support Services Bureau-Communications Division, as contained in Specification No. 4, Section 2.45 and Specification No. 5, Section 2.49 of the Rules and Procedures of the San Francisco Police Department are not sustained by the evidence presented at the hearing; therefore be it

RESOLVED, that it is the order of the Police Commisssion that Recruit Officer Herman E. Fox, has violated Specification No. 1, Section 2.01, Specification No. 2, Section 2.61, Specification No. 3, Recruit School Rules and Procedures, Section VII, Rule No.18, and Specification No. 6, Section 2.13 of the Rules and Procedures of the San Francisco Police Department; and for said violations he shall be dismissed from the San Francisco Police Department; and be it further

RESOLVED, that said dismissal, effective

December 10, 1980 at 2230 hours, be, and the same is hereby affirmed and approved.

Recesses taken during the hearing of Recruit Officer Herman E. Fox:

1945 hours to 2110 hours.
2220 hours to 2230 hours.

(The entire proceedings were taken in shorthand for by Hearing Reporter Dorsey McTaggart, C.S.R.)

AYES: Commissioners Daly, Nelder, Murphy

ABSENT: Commissioners Toler, Sanchez

The Commission then adjourned its meeting at 10;32 p.m., in memory of John Lennon.

SECRETARY

17 DECEMBER 1980 SPECIAL MEETING

The Police Commission of the City and County of San Francisco, met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, December 17, 1980 at 1600 hours in Special Session.

PRESENT: Commissioners Daly, Nelder, Murphy, Sanchez

ABSENT: Commissioner Toler

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Commissioner Sanchez presiding.

HEARING OF POLICE OFFICER HERBERT ALBERT, SUPPORT SERVICES BUREAU-RECORDS DIVISION

The hearing of Police Officer Herbert Albert, Support Services Bureau-Records Division, was called.

Mr. Willie L. Brown, Jr., appeared on behalf of Officer Albert and Mr. Lawrence Wilson appeared on behalf of the Police Department.

Mr. Brown said that the Commission did not have jurisdiction over his client to continue in its hearing of charges against his client as his client had just last week, while on duty, injured his arm and was currently off on disability leave. He continued by saying that it had been the practice of the Police Commission to not prosecute police officers for departmental charges while they were off on disability leave. He then requested a continuance in the matter.

Mr. Wilson, on behalf of the Department, countered by saying that Mr. Brown was wrong in stating that the Department did not have jurisdiction to prosecute and pointed out that there was a City Attorney's Opinion issued in 1979 which was directly on point in that it specifically indicated that the Police Commission did have jurisdiction over Department members on disability leaves and could proceed if it so desired in matters such as the one before it today.

He requested the Commission to proceed with the hearing as scheduled.

It was noted by Commissioner Sanchez that Mr. Wilson failed to inform both Police Commission Secretary, Lieutenant Frazier and the Police Commission on the nature of injury and request for continuance.

These arguments continued back and forth until at such time Commissioner Murphy said that it appears that there has been a lack of communication and instead of continuing with this bantering back and forth that the facts of the matter is that there has been a suit filed by counsel for the defendant, that will be determined by the court as to the jurisdictional dispute.

She said the Commission has put off hearings of this nature in the past, sometimes for months at a time and that at this time she would move that the Hearing of Police Officer Herbert Albert, Support Services Bureau-Records Division, be continued until at such time there has been a determination by the court on the suit filed by Mr. Brown against the Police Department this afternoon.

The motion was seconded by Commissioner Nelder and then further discussion was held on Commissioner Murphy's motion by the Commissioners and counsel for both parties.

Commissioner Nelder said that he had seconded Commissioner Murphy's motion because of the way it was stated as far as a determination as to whether or not a member on disability leave could be legally tried by the Police Commission. He said if that is the purpose of the motion then it would be alright with him. However, he said that as far as he was concerned he strongly feels that a person injured on the job should be treated until such time that he returns to duty and at which time he should then be tried for whatever matters that are charged against him.

Commissioner Sanchez then called for the question and a unanimous vote of approval on the motion for the hearing to be continued until there is a finding by the court as to the jurisdictional dispute, and also until at such time the officer returns to duty, was recorded.

RESOLUTION NO. 692-80

HEARING OF POLICE OFFICER HERBERT ALBERT, SUPPORT SERVICES BUREAU-RECORDS DIVISION

WHEREAS, the hearing of Police Officer

Herbert Albert, Support Services Bureau-Records Division, was called, it having been set for this date; and

WHEREAS, Mr. Willie L. Brown, Jr., Attorney for Police Officer Herbert Albert, brought to the attention of the Commission that Officer Albert had received an on-duty injury and was currently on disability leave, and that the Police Commission did not have jurisdiction to continue the hearing on the charges against Police Officer Herbert Albert; and

WHEREAS, it was brought to the attention of the Commission that Mr. Willie L. Brown, Jr., had filed suit against the Police Department as to the jurisdictional dispute, a motion was made by Commissioner Murphy to continue the hearing until such time as a determination had been made by the Court, and also until at such time as Police Officer Herbert Albert, is able to return to duty; therefore be it

RESOLVED, that the hearing of Police Officer Herbert Albert, Support Services Bureau-Records Division, is hereby continued until there is a finding by the Court as to the jurisdictional dispute, and also until such time as Police Officer Herbert Albert returns to duty.

AYES: Commissioners Daly, Nelder, Murphy, Sanchez

ABSENT: Commissioner Toler

17 DECEMBER 1980 REGULAR MEETING

The Police Commission of the City and County of San Francisco, met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, December 17, 1980, at 1700 hours in regular session.

PRESENT: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

Commissioner Sanchez presiding.

RECOMMENDATION OF THE TRAFFIC BUREAU - APPROVED

RESOLVED, that the recommendation of the Traffic Bureau on the installation of zoning for the regulation of traffic on the public streets, be, and the same are hereby approved:

70 ELMIRA - SHANE-MICHAEL OPTICAL COMPANY

a) At 70 Elmira, install a 22' green zone, extending from 22' east of west building line.

407 SANCHEZ STREET - CASA SANCHEZ COMPANY

a) At 407 Sanchez Street, install a 22' white zone, extending from 76' to 98' north of south building line.

1715 STOCKTON STREET - CANEPA AND HIERRO PLUMBING COMPANY

a) At 1715 Stockton Street, install a 22' yellow zone, extending from north building line 22' south of same.

798 LINCOLN WAY - HALL OF FLOWERS

a) At 798 Lincoln Way, install a 22' blue zone, extending from 10' to 32' east of 9th Avenue.

600 STOCKTON STREET - COGSWELL COLLEGE

a) At 600 Stockton Street, install a 22' blue zone, extending 22' south from existing yellow zone.

75 GOUGH STREET - APT. OWNER OF 75 GOUGH STREET

a) At 75 Gough Street, install a 22' white zone, extending from 22' to 44' south of north building line.

2400-24TH STREET - 24th STREET ANIMAL CLINIC

a) At 2400-24th Street, install a 22' white zone, extending from 10' to 32' west of east property line.

b) Revoke existing 44' yellow zone, extending from 10' to 54' west of east property line.

2015 STEINER STREET - S.F.P.D. - REVOKED

a) At 2015 Steiner Street, revoke existing 54' green zone, extending from 54' south of north building line.

17 BROSNAN - S.F.P.D. - REVOKED

a) At 17 Brosnan, revoke existing 40' yellow zone, extending 40' east of west building line.

775 VALLEJO STREET - CANEPA AND HIERRO PLUMBING COMPANY

a) At 775 Vallejo Street, revoke existing 16' yellow zone, extending 16' west of Churchill Street.

979 CLAY STREET - CHINATOWN COMMUNITY CHILDRENS CENTER - DENIED.

a) At 979 Clay Street, install a 44' white zone, extending from east end of bus zone 44' east of same. DENIED.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

REVOKED

RESOLVED, that the recommendation of the Traffic Bureau on the revocation of 154 feet of green and yellow zones, at the parts of the City, at the locations submitted, be, and the same are hereby approved.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 678-80

CONSTANCE ADAMS AND HER ATTORNEY

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Constance Adams and her attorney against the City and County of San Francisco in the sum of $1,000.00 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: July 4, 1978

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 679-80

LEWIS BROWN GRIGGS

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Lewis Brown Griggs against the City and County of San Francisco in the sum of $35.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: October 17, 1980

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 680-80

COLLEEN E. KOTTAGE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Colleen E. Kottage against the City and County of San Francisco in the sum of $7.00 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: November 3, 1980

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 681-80

KEITH MOORE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Keith Moore against the City and County of San Francisco in the sum of $592.00 as the result of a collision with a police vehicle, be,and the same is hereby approved.

Date of Accident: August 12, 1980

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 682-80

RESOLUTION NO. 308-80 FOR $1,225.65 TO WILLIAM AND SALLIE PETERSON AND CALIFORNIA CASUALTY INSURANCE COMPANY CANCELLED, AND RE-ISSUED TO CALIFORNIA CASUALTY INSURANCE COMPANY ONLY FOR $1,075.65

CALIFORNIA CASUALTY INSURANCE COMPANY

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of the California Casualty Insurance Company against the City and County of San Francisco in the sum of $1,075.65 as the result of damages sustained, be, and the same is hereby approved.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 683-80

TRAVELING EXPENSE VOUCHERS - APPROVED

RESOLVED, that the Traveling Expense Vouchers submitted by the following-named members of the Police Department for expenses incurred in attending the below-indicated program, be, and the same are hereby approved:

Lieutenant Daniel Moriarty Field Operations-Patrol Division	$682.00 each	(P.O.S.T. Middle (Management Training (Course, Long Beach, (California, from (November 8, 1980 to (November 21,1980.
Lieutenant Mario Tovani Field Operations-Patrol Division		

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 684-80

POLICE NARCOTIC FUND - APPROVED

RESOLVED, that the Controller be,and he is hereby requested to draw a voucher in favor of Chief of Police Cornelius P. Murphy in the amount of $6,000.00 charging same to Index Code 580217 as an advance on the Police Narcotics Fund for the month of December, 1980.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 685-80

POLICE CONTINGENT FUND - APPROVED

RESOLVED, that the Controller be, and he is hereby requested to draw a voucher in favor of Chief of Police Cornelius P. Murphy in the amount of $4,000.00 charging same to Index Code 580217 as an advance on the Police Contingent Fund for the month of December, 1980.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 686-80

AUTHORIZING ATTENDANCE OF SERGEANT FRED LAU, POLICE ACADEMY, AT A BASIC COURSE LEGAL UPDATE COMMITTEE CONFERENCE, AT SAN DIEGO, CALIFORNIA,

FROM JANUARY 8, 1981 TO JANUARY 9, 1981.

RESOLVED, that the recommendation of the Chief of Police that Sergeant Fred Lau, Police Academy, be detailed to attend a Basic Course Legal Update Committee Conference at San Diego, California, from January 8, 1981 to January 9, 1981, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by Sergeant Fred Lau, for subsistence and travel will be directly reimbursed to Sergeant Fred Lau by P.O.S.T.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

POLICE COMMISSION REPORT

The Commission had no report tonight.

CHIEF'S REPORT TO THE POLICE COMMISSION

Chief Murphy said that he had a couple of awards to make tonight. He then introduced Police Officer Judith Hardiman and presented her with a $100.00 check from the Scanner Association and a Plaque which read: "Special Merit Award presented to Judith Hardiman in recognition of her extraordinary courage and presence of mind and also for the protection of her community under conditions of extreme personal danger." The Scanning Monitor receivers who are members of the Scanner Association of North America presents this award.

Commissioner Sanchez said to Officer Hardiman that on behalf of the entire Commission they wanted to congratulate her for an outstanding job in showing a lot of creativity and that the Commission really appreciated her outstanding work.

Commissioner Murphy said she and Commissioner Daly were particularly proud to have a female officer who is really brave and courageous and who has demonstrated outstanding ability to do the job.

Chief Murphy then mentioned that several months

ago they had the pleasure of meeting with several members of the Ideas Committee of the Chamber of Commerce and that they had expressed to him their concern about traffic safety and traffic enforcement in San Francisco. And as a result of those meetings the Committee went back to the Chamber and they have elected to have a monthly award for an unspecified period of time for the outstanding Traffic Officer of the Month.

Last month, he said, if the Commission recalls, Police Officer John Joseph Grizzel, was selected to be given an award and this month after carefully reviewing the Traffic Enforcement Statistics of the Traffic Division, Officer Ed McMills was nominated.

He then introduced Mr. Bill White of the Chamber of Commerce to make some comments.

Mr. White said that he was really the manager of Channel 44 in San Francisco and just happens to be involved in Chamber activities. He said this is the usual handsome picture of the City that is presented and it says: "This is in appreciation to Edward McMills, Traffic Officer of the month, December, 1980. San Francisco Chamber of Commerce." He said as usual there is more than a picture to go along with it and this time there is a weekend for two at the Tahoe Way Station, dinner for two at Phil Lehr's and that, he said, comes from Eller Outdoor Advertising and soon they will put up billboards around town stating who the Traffic Officer of the month will be from time to time.

The Award was then presented to the Officer.

Commissioner Sanchez offered congratulations to the Officer and his wife for outstanding police service to the City of San Francisco.

He said the Commission also wanted to thank Mr. White and the Chamber of Commerce for taking time out and saying thank you to the men and women within the Department who are doing outstanding work.

The Chief said he wanted to point out that this award is not limited to those officers in traffic and it will be given next month, if he keeps up the work that he is doing, to a member assigned to a District Station.

PRESENTATION OF A CONTRIBUTION OF $2,500.00 BY MR. ROBERT BARRY, PRESIDENT, SAN FRANCISCO POLICE OFFICERS' ASSOCIATION, TO PROJECT SAFE A NON-PROFIT CORPORATION ACTIVELY SEEKING FUNDS IN ORDER TO MAINTAIN A HIGHLY SUCCESSFUL PROGRAM OF EDUCATING THE PUBLIC ON SAFETY AWARENESS.

Mr. Robert Barry, President of the San Francisco Police Officers' Association, and dressed as Santa Claus, made this presentation to the people of Project SAFE. He said this gift is from the Police Officers' Association Community Services Fund in the amount of $2,500.00. He said the Police Officers' Association's position is that the SAFE Project is one of the greatest programs that ever came into being in San Francisco. He said without the help of citizens and SAFE crime fighting for policemen becomes just that much more difficult. He said it is people like the Police Officers' Association Committee members that really take an active role in assisting organizations throughout San Francisco. He said he would like to give those members who control those funds, some credit. He said that there were ten members who were selected by him and approved by the Board of Directors of the San Francisco Police Officers' Association, and they are Henry Friedlander, Chairman, Inspector Bob Huegle, Sergeant Gale Wright, Commander Ray Canepa, Police Officer Mary Petrie, Police Officer Dale Allen, Sergeant Layne Amiot, Police Officer Mike Mahoney, Police Officer Stan Hamill and the Police Commission Secretary, Lieutenant Willie Frazier. He said he wished to thank each and every one of those members for their dedication over the last year in helping SAFE and many other non-profit organizations.

He then presented a check of $2,500.00 to Mrs. Jean Wollenberg. He said, "Jean, on behalf of the Community Services, the Committee and all the members of the San Francisco Police Department, I, as Santa Claus, wish Project SAFE a very Merry Christmas."

The Commissioners then followed with individual comments in this regard.

PRESENTATION OF MEDAL OF VALOR AWARDS AND CERTIFICATES

Commissioner Nelder, who chaired this Committee, said that there were 34 recipients tonight of the Medal of Valor Awards and Certificates. He said he felt that this was one of the real outstanding groups to be recognized this year and among these are those officers who broke the case where the atrocities were performed on those elderly people

in the Keys Guest House. He said all these cases reflect that degree of police work considered as real professionalism and superb action, and that the Department, the City, the relatives and friends of the recipients can be real proud of the officers who are here this evening to be recognized.

He said he felt that the city recognizes that the officers who are being awarded tonight do just a little bit more than is required of them to do. He said it would be easy to do something less but many of these officers put their lives and their limbs on the line. There is, he said, always a great risk involved in the kinds of cases which the Commission hears and are considering tonight.

He then said, so, he would like to take this opportunity to commend the officers on behalf of the Commission and certainly on behalf of himself.

He said he has heard many cases but he would have to say that this has been a real outstanding group, and he is just proud that he was able to be the chairman on that particular day in recognition of these officers.

The Awards were then presented as follows:

Police Officer Timothy J. Hettrich.....Silver Medal

Police Officer Henry C. Hunter....Silver Star

Police Officer Charles J. Keohane.....Silver Star

Police Officer Jeremiah W. Morgan.....Silver Star

Police Officer Robert J. Puts.....Silver Star

Police Officer Edward L. St. Andre.....Silver Star

Police Officer Steven R. Silvers..Silver Star

San Francisco Housing Officer Alan F. Hom.....Silver Medal and Bronze Medal

San Francisco Housing Officer Harvey Iosua.....Silver Medal

Inspector J. Peter Otten.....Bronze Star and Meritorious Conduct Certificate

Police Officer David R. Ambrose...Bronze Medal

Police Officer John S. Colla..Bronze Medal

Police Officer James T.
Deely.....Bronze Star

Police Officer Ronald M.
Dinslage.....Bronze Medal

Police Officer Michael K.
Garner.....Bronze Medal

Police Officer Steven L.
Hutzler.....Bronze Medal

Police Officer Daniel G.
Inocencio....Bronze Medal

Police Officer Walter K.
Kliegel.....Bronze Medal

Police Officer Daniel A.
McDonagh.....Bronze Medal

Police Officer Robert T.
McMillan.....Bronze Medal

Police Officer Henry Parra,Jr.Bronze Medal

Police Officer Thomas P.
Walsh.....Bronze Star

San Francisco Housing Officer
John E. Bain...Bronze Medal

San Francisco Housing Officer
Joseph H.Long..Bronze Medal

San Francisco Housing Officer
Edward E. Shelley...Bronze Medal

Inspector Kevin J. O'Connor...Meritorious Conduct
Certificate

Inspector Christopher B.
Sullivan.....Meritorious Conduct
Certificate

Police Officer Michael L.
Kelly.....Meritorious Conduct
Certificate

Police Officer Michael P.
Puccinelli.....Meritorious Conduct
Certificate

Police Officer Brian P.
Rabbitt.....Meritorious Conduct
Certificate

Police Officer Lloyd A.
Ritter.....Meritorious Conduct
Certificate

RESOLUTION NO. 687-80

NOTIFICATION OF REVOCATION OF MOTOR VEHICLE FOR HIRE PERMIT - CONTINUED TO MAY 13, 1981

WHEREAS, the Police Commission notified Mr. Edmund L. Jung that it would conduct a hearing on December 17, 1980, to determine whether it should direct the Police Department to revoke his permit and/or license, for abandonment of his jitney bus business; and

WHEREEAS, Mr. Edmund L. Jung, appeared in person with his attorney, Mr. David P. Roche, and presented oral testimony in support of his request for a continuance, and brought with him a party who repairs motorized rickshaws indicating that he is currently operating two of his rickshaw permits. He also gave testimony that the third rickshaw is undergoing mechanical repairs and requested a continuance to the middle of May, 1981, to allow for those repairs to be completed; therefore be it

RESOLVED, that the Police Commission does hereby grant Mr. Edmund L. Jung a continuance in this matter to Wednesday, May 13, 1981, at 5:00 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 688-80

JITNEY BUS LICENSE AND/OR PERMIT - JAMES G. CONWAY - REVOKED

WHEREAS, on December 8, 1980, the Police Commission sent a communication, certified mail, return receipt requested, to James G. Conway, notifying him that it would conduct a hearing on December 17, 1980, to determine whether it should direct the Police Department to revoke his permit and/or license for abandonment of his jitney bus business; and

WHEREAS, Mr. Conway failed to appear at the Police Commission hearing on December 17, 1980, and he was not represented by counsel; therefore be it

RESOLVED, that the Police Commission pursuant to the provisions of Section 4a of Proposition K, does hereby find that James G. Conway is not operating his jitney bus and has not so operated it for a period in excess of ten (10) consecutive days, and has abandoned his said jitney bus business for a period of ten (10) consecutive days; and be it further

RESOLVED, that the Police Commission having given five (5) days written notice to James G. Conway that his permit is subject to revocation as provided in Section 4a of Proposition K, does hereby direct the Police Department of the City and County of San Francisco to revoke the license and/or permit authorizing James G. Conway to operate a jitney bus on the Mission Street route.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 689-80

HEARING OF POLICE OFFICER JOSEPH F. ENGLER, MISSION POLICE STATION

WHEREAS, the date for the hearing of the disciplinary charges filed against Police Officer Joseph F. Engler, Mission Police Station, was called; and

WHEREAS, it was requested by Mr. George J. Engler, Attorney for Police Officer Joseph F. Engler, that the date for the hearing before the Police Commission be continued until after the criminal matter against Police Officer Joseph F. Engler had been adjudicated; therefore be it

RESOLVED, that the date for the hearing of the disciplinary charges filed against Police Officer Joseph F. Engler, Mission Police Station, is set for Wednesday, January 21, 1981 at 5:00 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 690-80

REQUEST FOR RESTORATION OF COMPENSATION TO POLICE OFFICER ANDREW CITIZEN - DENIED

WHEREAS, Charles R.Gain, Chief of Police, acting pursuant to law, suspended without pay Police Officer Andrew Citizen pending charges before this Commission on Tuesday, August 30, 1977; and

WHEREAS, subsequent to the filing of charges against Officer Andrew Citizen, the matter was carried on the Criminal Court dockets, and continued from time to time until 1979 when the evidence against him presented to the Criminal Courts was judged as being improperly seized pursuant to the laws of Search and Seizure and all criminal charges against him were dropped; and

WHEREAS, on January 9, 1980, the Police Commission after conducting a disciplinary hearing on charges filed against Officer Citizen on Tuesday, September 6, 1977, vindicated Officer Citizen of any wrongdoing for violation of department rules; and

WHEREAS, on December 17, 1980, a hearing on the request for restoration of compensation to Officer Andrew Citizen was heard for the period that Officer Citizen was suspended; and

WHEREAS, the Commission heard and weighed the arguments and evidence presented by Deputy City Attorney Michael C. Killelea on behalf of the City and County of San Francisco, and Mr. Stephen Bruce Bley on behalf of Officer Andrew Citizen, and decided that the evidence presented on behalf of Officer Andrew Citizen did not substantiate his request for restoration of compensation for the period of his suspension; therefore be it

RESOLVED, that it is the order of the Police Commission that restoration of compensation to Police Officer Andrew Citizen for the time he was suspended from the San Francisco Police Department on Tuesday, August 30, 1977 to Thursday, January 10, 1980, be, and the same is hereby denied.

Exhibits submitted into Evidence during the hearing:

Exhibit No. 1 - Section 8.344. Charter of the City and County of San Francisco - "Exoneration of Charges."

Exhibit No. 2 - Section 5.159 (amended). Rules and Procedures of the San Francisco Police Department.

Exhibit No. 3 - Letter dated August 30, 1977, from Charles R. Gain, Chief of Police, notifying Officer Andrew Citizen that he was suspended effective at 2030 hours, Tuesday, August 30, 1977, pending the filing of charges.

Exhibit No. 4 - Letter dated August 30, 1977, from Charles R. Gain, Chief of Police, notifying Officer Dennis L. McCaffrey that he was suspended effective at 2030 hours, Tuesday, August 30, 1977, pending filing of charges.

Exhibit No. 5 - Charges and Specifications filed against Officer Andrew Citizen by Chief of Police Charles R. Gain on September 6, 1977.

Exhibit No. 6 - Charges and Specifications filed against Police Officer Dennis L. McCaffrey by Chief of Police Charles R. Gain on September 6, 1977.

Exhibit No. 7 - Resolution No. 475-77 dated September 15, 1977, addressed to Chief Gain and signed by Lieutenant Victor Macia, Acting Secretary, The Police Commission.

Exhibit No. 8 - Resolution No. 474-77, dated September 15, 1977, addressed to Chief Gain and signed by Lieutenant Victor Macia, Acting Secretary, The Police Commission.

Exhibit No. 9 - Letter dated September 23, 1977, addressed to Lieutenant Victor Macia, Acting Secretary, The Police Commission, from Gilbert Eisenberg, Attorney at Law.

Exhibit No.10 - Resolution No. 508-77, dated October 6, 1977, addressed to Chief Gain from Willie E. Frazier, Secretary, The Police Commission.

Exhibit No.11 - Resolution No. 509-77, dated October 6, 1977, addressed to Chief Gain from Willie E. Frazier, Secretary, The Police Commission.

Exhibit No.12 - Letter of November 15,1977, addressed to Stephen Bruce Bley, Attorney for Officer Andrew Citizen, from Willie E. Frazier, Secretary, The Police Commission.

Exhibit No.13 - Letter dated March 27, 1979, addressed to Lieutenant Willie E. Frazier, Police Commission, from Gilbert Eisenberg, Attorney at Law, re "People v. Dennis L. McCaffrey, et al."

Exhibit No.14 - Letter dated October 8, 1979, addressed to Lieutenant Willie E. Frazier, from Stephen Bruce Bley, Attorney at Law, advising that all criminal charges have been dismissed against Officer Citizen.

Exhibit No.15 - Letter of October 10, 1979, addressed to Lieutenant Willie E. Frazier, from Gilbert Eisenberg, Attoreny at Law, re: Dennis L. McCaffrey.

Exhibit No.16 - Letter dated January 21, 1980, addressed to Hon. Civil Service Commission and Employees Retirement Board, Re: "Continuation of the Hearing of Police Officer Andrew W. Citizen, Northern Station, and Resolution No. 34-80, Decision-Hearing of Police Officer Andrew W. Citizen, Northern Station, and signed by Willie E. Frazier, Secretary, The Police Commission.

Exhibit No.17 - Letter dated January 14, 1980, addressed to Lieutenant Willie Frazier, from Stephen Bruce Bley, Attorney at Law, re: request for all back pay due Officers Andrew Citizen and Dennis McCaffrey.

AYES: Commissioners Daly, Nelder, Murphy

NAYS: Commissioners Toler, Sanchez

(The entire proceedings were taken in shorthand form by Hearing Reporter Mr. Clint Miller.)

Recess taken during the hearing of Police Officer Andrew W. Citizen:

1925 hours to 1931 hours.

RESOLUTION NO. 691-80

REQUEST FOR RESTORATION OF COMPENSATION TO POLICE OFFICER DENNIS L. MC CAFFREY - DENIED

WHEREAS, Charles R. Gain, Chief of Police, acting pursuant to law, suspended without pay Police Officer Dennis L. McCaffrey, pending charges before this Commission on Tuesday, August 30, 1977; and

WHEREAS, subsequent to the filing of charges against Police Officer Dennis L. McCaffrey, the matter was carried on the Criminal Court dockets, and continued from time to time until 1979, when the evidence against him presented to the Criminal Courts was judged as being improperly seized pursuant to laws of Search and Seizure and all criminal charges against him were dropped; and

WHEREAS, on January 9, 1980, the Police Commission after conducting a disciplinary hearing on charges filed against Officer McCaffrey on Tuesday, September 6, 1977, vindicated Officer McCaffrey of any wrongdoing for violation of department rules; and

WHEREAS, on December 17, 1980, a hearing on the request for restoration of compensation to Officer Dennis L. McCaffrey was heard for the period that Officer McCaffrey was suspended; and

WHEREAS, the Commission heard and weighed the arguments and evidence presented by Deputy City Attorney Michael C. Killelea on behalf of the City and County of San Francisco, and Mr. Stephen Bruce Bley, on behalf of Officer Dennis L. McCaffrey, and decided that the evidence presented on behalf of Officer Dennis L. McCaffrey did not substantiate his request for restoration of compensation for the period of his suspension; therefore be it

RESOLVED, that it is the order of the Police Commission that restoration of compensation to Police Officer Dennis L. McCaffrey for the time he was suspended from the San Francisco Police Department on Tuesday, August 30, 1977 to Thursday, January 10, 1980, be, and the same is hereby denied.

Exhibits submitted into Evidence during the hearing:-

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AYES: Commissioners Daly, Nelder, Murphy

NAYS: Commissioners Toler, Sanchez

(The entire proceedings were taken in shorthand form by Hearing Reporter Clint Miller.)

Recess taken during the hearing of Police Officer Dennis L. McCaffrey:

1925 hours to 1931 hours.

The Commission then adjourned its meeting at 9:00 p.m.

SECRETARY

4/50

24 DECEMBER 1980 REGULAR MEETING

The Police Commission of the City and County of San Francisco did not hold a meeting on this date.

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Willie E. Frazier
SECRETARY

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31 DECEMBER 1980 REGULAR MEETING

The Police Commission of the City and County of San Francisco did not hold a meeting on this date.

SECRETARY

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